

SURFACE TRANSPORTATION BOARD

DECISION

INVESTIGATION AND SUSPENSION DOCKET NO. M-30430

CLASSIFICATION RATINGS ON POISONS, NMFC, OCTOBER 1, 1992

Decided: June 23, 1997

This proceeding, which involves various changes to the motor carrier classification, is before the Board pursuant to the decision of the United States Court of Appeals for the D.C. Circuit in *National Motor Freight Traffic Ass'n v. ICC*, 51 F.3d 297 (D.C. Cir. 1995). The National Motor Freight Traffic Association, Inc. (NMFTA), has informed us by letter that its members have voted not to go forward with the proposed classification changes that were principally at issue in this proceeding. Accordingly, NMFTA has asked that the proceeding be discontinued.

Because NMFTA's determination not to go forward with the changes at issue appears to have mooted this case, the proceeding will be dismissed, unless a party objects within 15 days, in which case a further order will be issued.

*It is ordered:*

1. Unless an objection is filed by July 9, 1997, this proceeding will stand dismissed.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary