

SERVICE DATE - MAY 14, 1997

SURFACE TRANSPORTATION BOARD¹

DECISION

No. 41670

SHELL CHEMICAL COMPANY AND SHELL OIL COMPANY

v.

BOSTON AND MAINE CORPORATION, ET AL.²

Decided: May 13, 1997

By order served May 10, 1996, the Board assigned this case to Administrative Law Judge (ALJ) Ronnie A. Yoder to entertain and rule on discovery disputes. By order served June 18, 1996, ALJ Yoder resolved all of the then outstanding discovery disputes. Since that time, an additional discovery dispute has arisen.

Unless otherwise ordered, the Board itself will address this new discovery dispute and any future discovery disputes that may arise in this proceeding. Therefore, the assignment of this case to ALJ Yoder to entertain and rule on discovery disputes is revoked.

It is ordered:

1. The assignment to ALJ Yoder to entertain and rule on discovery disputes in this proceeding is revoked.
2. Unless otherwise ordered, the Board itself will address discovery disputes in this matter.
3. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary

¹ This proceeding was transferred from the Interstate Commerce Commission to the Surface Transportation Board (Board) pursuant to the ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803

² The other named defendants include: Buffalo & Pittsburgh Railroad, Inc., Canadian National Railway, Chicago and North Western Railway Company, Consolidated Rail Corporation, CP Rail System, CSX Transportation, Inc., Gateway Western Railway Company, Great Walton Railroad Company, Inc., Illinois Central Railroad Company, Indiana Harbor Belt Railroad Company, Louisville & Indiana Railroad Company, Missouri Pacific Railroad Company, Modesto and Empire Traction Company, Providence and Worcester Railroad Company, St. Louis Southwestern Railway Company, Salt Lake, Garfield and Western Railroad Company, Inc., Soo Line Railroad Company, South Carolina Central Railroad Company, System, The Columbus & Ohio River Rail Road Company, Union Pacific Railroad Company, and Washington Central Railroad Company, Inc.