

ENTERED  
Office of Proceedings  
October 6, 2014  
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Public Record

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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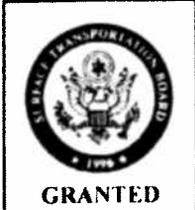
INTERMOUNTAIN POWER AGENCY	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. 42136
	)	
UNION PACIFIC RAILROAD COMPANY	)	
	)	
Defendant.	)	
	)	

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**MOTION TO DISMISS WITH PREJUDICE**

On July 21, 2014, Complainant Intermountain Power Agency (“IPA”) and Defendant Union Pacific Railroad Company (“UP”) jointly moved that the Board hold this proceeding in abeyance and stay all further proceedings or other actions in the matter. In their motion, the parties informed the Board that they had reached an agreement-in-principle to resolve this rate litigation. The Board’s Office of Proceedings approved the parties’ request by decision served July 22, 2014.

IPA and UP now have reached a full and final negotiated resolution of their rate dispute. Accordingly, IPA requests that the Board dismiss its Complaint with prejudice and discontinue these proceedings.

 <b>GRANTED</b> Office of Proceedings	DECISION ID NO.: <u>44061</u>
	DECIDED DATE: <u>10/8/14</u>
	SERVICE DATE: <u>10/8/14</u>
	APPROVED: <u>Rachel Campbell</u> Director
<input type="checkbox"/>	_____

## CERTIFICATE OF SERVICE

I hereby certify that, this 6th day of October, 2014, I have caused copies of the foregoing to be served via first-class mail, postage prepaid upon counsel for

Defendant:

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/s/ Andrew B. Kolesar III  
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