

39523
SEC

SERVICE DATE – NOVEMBER 7, 2008

SURFACE TRANSPORTATION BOARD

NOTICE

STB Finance Docket No. 35081

CANADIAN PACIFIC RAILWAY COMPANY, ET AL. - CONTROL - DAKOTA,
MINNESOTA & EASTERN RAILROAD CORP., ET AL.

Decision No. 12

The following court action was instituted, on or about October 29, 2008, in the United States Court of Appeals for the District of Columbia Circuit, seeking judicial review of the Board's decision in the above-titled proceeding:

No. 08-1346

Commuter Rail Division of the Regional Transportation Authority, Metra

v.

Surface Transportation Board and United States of America

Anne K. Quinlan
Acting Secretary