

33506
SEC

SERVICE DATE - APRIL 7, 2003

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-103 (Sub-No. 15)

KANSAS CITY SOUTHERN RAILWAY COMPANY
– ADVERSE ABANDONMENT –
IN ST. CLAIR COUNTY, IL

STB Docket No. AB-849

GATEWAY EASTERN RAILWAY COMPANY
– ADVERSE ABANDONMENT –
IN ST. CLAIR COUNTY, IL

Decided: April 2, 2003

On February 20, 2003, in the above-captioned matter, the Illinois Department of Transportation (IDOT) filed a petition for exemption from various statutory provisions related to rail line abandonments, and for waiver of several of the Board's related regulations. The requested exemptions and waivers were sought in connection with a third party or "adverse" abandonment application that IDOT anticipated filing at a later date. By letter dated March 31, 2003, counsel for IDOT seeks leave to withdraw the petition without prejudice, and informs the Board that the involved railroads do not object to this request. The request will be granted.

It is ordered:

1. IDOT's request for leave to withdraw without prejudice its petition for waiver and exemption is granted.
2. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary