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SEC

SERVICE DATE - SEPTEMBER 5, 1997

SURFACE TRANSPORTATION BOARD

DECISION

STB No. 41984

SAVANNAH FOOD SERVICE, INC.
v.
INDUSTRIAL FREIGHT SYSTEM, INC.

Decided: September 2, 1997

This proceeding arises out of the efforts of Industrial Freight System, Inc. (defendant) to collect undercharges for certain transportation services performed on behalf of Savannah Food Service, Inc. (complainant). The matter is before the Board on referral from the United States Bankruptcy Court for the Central District of California, for the Board's determination of unreasonable practice, rate unreasonableness, and/or other regulatory defenses asserted by complainant against defendant's undercharge claim.

By decision served December 6, 1996, the Board established a procedural schedule in this proceeding. By letter filed August 27, 1997, petitioner advised the Board that the parties have settled the undercharge claim and requests that this proceeding be dismissed.

The request will be granted, and the proceeding will be dismissed.

It is ordered:

1. This proceeding is dismissed.
2. This decision is effective on the service date.
3. A copy of this decision will be mailed to:

The Honorable Ernest M. Robles
United States District Court for
the Central District of California
Edward Roybal Federal Building and Courthouse
255 East Temple Street
Los Angeles, CA 90012

Re: Case No. LA-93-41245-ER
Adv. No. LA-95-03530-ER

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary