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SEC

SERVICE DATE – NOVEMBER 29, 2007

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-290 (Sub-No. 254X)

NORFOLK SOUTHERN RAILWAY COMPANY—DISCONTINUANCE OF SERVICE
EXEMPTION—IN STANLY COUNTY, NC

STB Docket No. AB-290 (Sub-No. 274X)

YADKIN RAILROAD COMPANY—DISCONTINUANCE OF SERVICE EXEMPTION—IN
STANLY COUNTY, NC

STB Docket No. AB-149 (Sub-No. 2X)

WINSTON-SALEM SOUTHBOUND RAILWAY COMPANY—DISCONTINUANCE OF
SERVICE EXEMPTION—IN STANLY COUNTY, NC

Decided: November 28, 2007

On September 5, 2006, Alcoa, Inc. (Alcoa), filed a petition to reopen and vacate the decision served in this proceeding on August 11, 2006 (August decision). That decision granted exemptions under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10903: (1) for Norfolk Southern Railway Company (NSR) to discontinue service over 11.11 miles of rail line (the Line) between milepost WF-0.00 at Halls Ferry Junction and milepost WF-11.11 at Badin in Stanly County, NC, which it operates under lease from Yadkin Railroad Company (YRC), a wholly owned NSR subsidiary; (2) for YRC to discontinue service over the Line, which it leases from Alcoa, the Line's only shipper and owner of the Line's right-of-way, track, and improvements; and (3) for Winston-Salem Southbound Railway Company (WSSB), a Class III switching carrier owned equally by NSR and CSX Transportation, Inc., to discontinue service over the 5.21-mile portion of the Line between milepost WF-5.90 at Whitney, NC, and milepost WF-11.11 at Badin, which WSSB and YRC jointly lease from Alcoa.¹ NSR filed a reply.

In a letter filed on November 13, 2007, Alcoa states that it has entered into a settlement agreement with NSR which resolves this dispute, including the matters raised by Alcoa in its

¹ NSR, YRC, and WSSB are collectively referred to as NSR.

petition to reopen. Alcoa requests leave to withdraw its petition to reopen the August decision with prejudice. Alcoa will be granted leave to withdraw its petition to reopen.

It is ordered:

1. Alcoa is granted leave to withdraw its petition to reopen the August decision in this proceeding.
2. This proceeding is discontinued.
3. This decision will be effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary