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Service Date- December 19, 1996

SEC

SURFACE TRANSPORTATION BOARD

[STB Finance Docket No. 33220

CSX CORPORATION AND CSX TRANSPORTATION, INC.
--CONTROL AND MERGER--
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decision

Decided :December 17, 1996

on October 18, 1996, CSX Corporation (CSXC), CSX Transportation, Inc. (CSXT) ' Conrail Inc. (CRI) , and Consol 4.dated Rail Corporation (C.,RC) ' (collectively, applicants) filed a notice of intent (CSX/CR-1) to file an application seeking Surface Transportation Board (Board) authorization under 49 U.S.C. 11323-25 for: (1) the acquisition of control of CRI by Green Acquisition Corp. (Acquisition), a wholly owned subsidiary of CSXC; (2) the merger of CRI into Acquisition and (3) the resulting common control of CSXT and CRI by CSXC. In decisions served and published in the Federal Register on November 15, 1996 (Decision Nos. 2 and 3), the Board gave notice of this prefiling notification and requested comments on a proposed procedural schedule.

In Decision Nos. 2 and 3, the Board also stated that we were in the process of obtaining an Administrative Law Judge (A.LJ) to be assigned to this proceeding for the purpose of handling discovery matters, including the adoption of any discovery guidelines. Accordingly, the Board assigns and authorizes Administrative Law Judge Jacob Leventhal to entertain and rule upon all disputes concerning discovery in this proceeding. In addition to - filing pleadings with the Board and with applicants, representatives as instructed in Decision Nos. 2 and 3, parties must send a copy of all filings and documents in this proceeding to Administrative Law Judge Jacob Leventhal, Federal Energy Regulatory Commission, Office of Hearings, 825 North Capitol Street, NE, Washington, DC 20426 and must refer to S.B. Finance

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

it is ordered:

1 This proceeding is assigned to Administrative Law judge Jacob Leventhal for handling of all discovery matters and initial resolution of all discovery disputes:

.2 .This decision is effective on the service date.

3.A copy of all filings and documents must be sent to Administrative Law Judge Jacob Leventhal, Federal Energy Regulatory Commission, office of Hearings, 825 North Capitol Street, NE, Washington, DC 20426 and refer to S.B. Finance Docket No. 33220.

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4 .Administrative Law Judge Jacob Leventhal shall be added to the service list in this proceeding and a copy of this decision shall be served on Administrative Law Judge Jacob Leventhal at the address listed in the preceding paragraph.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary

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¹CSXC and CSXT are referred to collectively as CSX.
²CRI and CRC are referred to collectively as Conrail.