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SEC

SERVICE DATE - FEBRUARY 27, 1997

SURFACE TRANSPORTATION BOARD<sup>1</sup>

DECISION

No. 41634<sup>2</sup>

NATIONAL BEEF PACKING CO.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF J.H. WARE TRUCKING INC.

No. 41641

VULPLEX, INC.--PETITION FOR DECLARATORY ORDER--  
CERTAIN RATES AND PRACTICES OF J.H. WARE TRUCKING INC.

Decided: February 24, 1997

By decisions served October 25, 1995, the ICC established procedural schedules in these proceedings. Due dates were extended by subsequent decisions. Petitioners' opening statements were due on February 7, 1997.

By letter filed February 21, 1997, petitioners request a further extension of time to March 10, to file their opening statements. Petitioners state that respondent does not oppose the extension request.

The request will be granted and the procedural schedule will be adjusted accordingly.

It is ordered:

1. Petitioners' extension request is granted.
2. Petitioners' opening statement is due on March 10, 1997.
3. Respondent's reply is due on April 9, 1997.
4. Petitioners' rebuttal is due on April 29, 1997.
5. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary

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<sup>1</sup> On December 29, 1995, the President signed the ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (ICC Termination Act or the Act). Effective January 1, 1996, the Act abolished the Interstate Commerce Commission (ICC) and transferred various ICC functions to a newly created Surface Transportation Board (Board), including the resolution of issues in motor carrier undercharge proceedings, 49 U.S.C. 13709-13711.

<sup>2</sup> These proceedings are not consolidated. A single decision is being issued for administrative convenience.