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SERVICE DATE - AUGUST 20, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33638]

Pacific Harbor Line, Inc.--Operation Exemption--Port of Long Beach

Pacific Harbor Line, Inc. (PHL), a Class III rail carrier,¹ has filed a verified notice of exemption under 49 CFR 1150.41 to acquire operating rights from the City of Long Beach, a municipal corporation, acting through its Board of Harbor Commissioners (the City).

PHL will acquire certain operating rights at or adjacent to the City's Port of Long Beach (POLB), on track owned by or leased by POLB.²

The transaction was scheduled to be consummated on or after July 31, 1998.

If the notice contains false or misleading information, the exemption is void ab initio. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke does not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33638, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of

¹ PHL became a carrier pursuant to a notice of exemption in Pacific Harbor Line, Inc. --Operation Exemption--Port of Los Angeles, STB Finance Docket No. 33411 (STB served Dec. 2, 1997), when it acquired operating rights from the City of Los Angeles, a municipal corporation, acting through its Board of Harbor Commissioners (LA), to provide switching services on track owned by LA's Port of Los Angeles.

² Pursuant to the terms of an operating agreement, PHL's operating rights will be for a term of ten years, subject to extension, modification, and earlier termination.

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each pleading must be served on Mark H. Sidman, Esq., Weiner, Brodsky, Sidman & Kider, P.C., 1350 New York Avenue, N.W., Suite 800, Washington, DC 20005-4797.

Board decisions and notices are available on our website at
"WWW.STB.DOT.GOV."

Decided: August 13, 1998.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary