

SERVICE DATE - AUGUST 25, 1997
SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33136

CANADIAN PACIFIC LIMITED, CANADIAN PACIFIC RAILWAY
COMPANY, AND NAPIERVILLE JUNCTION RAILROAD
COMPANY--CORPORATE FAMILY TRANSACTION EXEMPTION
--ST. LAWRENCE & HUDSON RAILWAY COMPANY LIMITED

Decided: August 20, 1997

On September 23, 1996, Canadian Pacific Limited, Canadian Pacific Railway Company; Napierville Junction Railroad Company, and St. Lawrence & Hudson Railway Company Limited jointly filed a notice of exemption pursuant to 49 CFR 1180.2(d)(3) regarding a series of intracorporate family transfers. The transaction was consummated on or about October 1, 1996. Notice of the exemption was served and published on October 9, 1996 (61 FR 52994).

On June 2, 1997, the American Train Dispatchers Department of the International Brotherhood of Locomotive Engineers (ATDD) filed a petition to revoke the exemption. The petition raises issues that require further consideration by the Board.

By this decision, the Board is instituting a proceeding under 49 U.S.C. 10502(d) to consider ATDD's revocation request. Pending motions will be handled in a subsequent decision. At this juncture, there does not appear to be a need for the parties to submit additional evidence or argument on any issues. Should the need arise, a supplemental decision will be issued.

It is ordered:

1. Under 49 U.S.C. 10502(d), a proceeding is instituted to consider ATDD's petition to revoke.
2. This proceeding will be completed no later than May 24, 1998.
3. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary