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SEC

SERVICE DATE – LATE RELEASE JUNE 24, 2004

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 32000 (Sub-No. 12)

RIO GRANDE INDUSTRIES, INC., SPTC HOLDING, INC., AND THE DENVER AND RIO
GRANDE WESTERN RAILROAD COMPANY
— CONTROL —
SOUTHERN PACIFIC TRANSPORTATION COMPANY

(Arbitration Review)

June 24, 2004

NOTICE TO THE PARTIES:

In Union Pacific R.R. v. STB, 358 F.3d 31 (D.C. Cir. 2004), the Court of Appeals reversed the Board's decision served September 19, 2002, declining to review the arbitral award in this proceeding. In light of the court's decision setting aside the arbitration decision, no further action by the Board in this case appears to be necessary at this time.

Vernon A. Williams
Secretary