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SEC

SERVICE DATE - DECEMBER 2, 1998

SURFACE TRANSPORTATION BOARD

STB Docket No.

STB Finance Docket No. 33555

ROCHELLE RAILROAD CO.—PETITION TO SET TRACKAGE RIGHTS COMPENSATION
AND OTHER TERMS AND CONDITIONS—
CITY OF ROCHELLE, IL

Decided: November 30, 1998

On February 11, 1998, Rochelle Railroad Co. (RRCO) filed a petition requesting that the Board institute a proceeding to determine the compensation and other terms for its continued operation over a 2.1-mile rail line owned by the City of Rochelle, IL (City). On March 2, 1998, the City filed a motion to dismiss RRCO's petition claiming that the Board lacks jurisdiction in this matter. RRCO replied to the City's motion on March 23, 1998.

By letter filed November 24, 1998, RRCO requests that this proceeding be terminated because the parties have entered into a settlement agreement which addresses and resolves the issues in its petition. The request will be granted, and the proceeding will be dismissed.

It is ordered:

1. This proceeding is dismissed.
2. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary