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SEC

SERVICE DATE - FEBRUARY 12, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42022

FMC WYOMING CORPORATION AND FMC CORPORATION

v.

UNION PACIFIC RAILROAD COMPANY

Decided: February 11, 1998

In a decision served February 5, 1998, the Board determined that certain discovery matters would be referred to an Administrative Law Judge (ALJ) for resolution. These matters will be assigned to Judge Joseph Nancy of the Federal Energy Regulatory Commission (FERC). A copy of the pertinent record is being furnished to Judge Nancy, and the parties will be responsible for furnishing subsequent filings to the ALJ.

It is ordered:

1. Union Pacific Railroad Company's motion to compel, filed December 12, 1997, FMC Wyoming Corporation's and FMC Corporation's (FMC) motion to compel, filed December 15, 1997, and FMC's second motion to compel, filed January 26, 1998, are assigned to Administrative Law Judge Joseph Nancy for resolution. A copy of all filings and documents, including this decision, will be sent to Administrative Law Judge Joseph Nancy, FERC, Office of Administrative Law Judges, 888 1st Street, NE, Suite 11F, Washington, DC 20426. Judge Nancy may be reached at (202) 219-2508.
2. The parties will submit to Judge Nancy a copy of any further pleadings regarding the referred matters in addition to the copies required to be filed with the Board.
3. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary