

41342
DO

SERVICE DATE – LATE RELEASE FEBRUARY 18, 2011

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. AB 384 (Sub-No. 1X)

DELTA SOUTHERN RAILROAD, INC.—ABANDONMENT EXEMPTION—BETWEEN
LAKE VILLAGE, ARK., AND SHELburn, LA.

Decided: February 18, 2011

In a decision served on October 25, 2010, the Board extended to March 31, 2011, the deadline for Delta Southern Railroad, Inc. (DSR) to consummate abandonment of an 8.2-mile segment of the line at issue in this case.¹ On December 8, 2010, DSR filed a notice of consummation for that segment, effective December 6.

On December 23, 2010, Lake Providence Port Commission (LPPC) petitioned the Board to strike the notice of consummation and reopen and reconsider the October 25 decision. In a letter filed on January 19, 2011, however, LPPC indicates that it no longer wishes to pursue the relief requested in its December 23 petition and that it is withdrawing the petition. LPPC states that, instead, it will seek to acquire the right-of-way and tracks under Louisiana state law.

Because LPPC no longer wishes to pursue the relief requested in its December 23 petition, its request to withdraw the petition is granted.

This action will not significantly affect either the quality of the human environment or conservation of energy resources.

It is ordered:

1. LPPC's request to withdraw its December 23, 2010 petition is granted.
2. This decision is effective on its service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

¹ The 8.2-mile segment between milepost 454.8 at the Arkansas-Louisiana state line and milepost 463.0, at or near Shelburn, La., is part of the 30-mile portion of DSR's Lake Providence Line between milepost 433.0, near Lake Village, Ark., and milepost 463.0, near Shelburn, La., that is the subject of the notice of exemption served in this docket and published in the Federal Register on June 10, 2004 (69 Fed. Reg. 32,657-58).