

28873

SERVICE DATE - FEBRUARY 5, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33545]

Turners Island, LLC—Acquisition and Operation Exemption—Portland Terminal Company

Turners Island, LLC (TI), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire from Portland Terminal Company (PT) and to operate approximately 1.09 miles of rail line designated as Yard 3 Track extending between Engineering Station 82+ 03 and Engineering Station 23 + 97, in South Portland, Cumberland County, ME.¹ In addition, TI will also acquire incidental trackage rights over PT's rail line between Engineering Station 82 + 03, where it intersects with the line being acquired, and Engineering Station 148 + 72 on Yard 3 Track, in South Portland, a distance of approximately 1.27 miles.

The transaction is expected to be consummated after the January 29, 1998 effective date of the exemption.

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

¹ PT received Board authorization to abandon this line through a notice of exemption in Portland Terminal Company--Abandonment Exemption--in Cumberland County, ME, STB Docket No. AB-268 (Sub-No. 15X) (STB served Aug. 28, 1997).

STB Finance Docket No. 33545

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33545, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on Peter A. Greene, Esq., Thompson Hine & Flory LLP, 1920 N Street, N.W., Washington, DC 20036.

Decided: January 28, 1998.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary

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