

39193
SEC

SERVICE DATE – LATE RELEASE JULY 24, 2008

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 35147¹

NORFOLK SOUTHERN RAILWAY COMPANY, PAN AM RAILWAYS, INC., ET AL.
– JOINT CONTROL AND OPERATING/POOLING AGREEMENTS –
PAN AM SOUTHERN LLC

July 24, 2008

NOTICE TO THE PARTIES:

The attached service list has been compiled from notices of intent to participate submitted in accordance with the procedural schedule set forth in this proceeding as described in the decision served in this proceeding on June 26, 2008, and published on June 27, 2008, in the Federal Register at 73 FR 36586-92.

Each person actively participating as a Party of Record in this proceeding must, by **August 4, 2008**, serve a copy of all filings submitted so far in this proceeding on each Party of Record (designated on the attached service list as “Party of Record”) to the extent such filings have not previously been served upon such other parties. Each Party of Record also will be required to file with the Board, by **August 4, 2008**, a certificate of service, indicating that the service required by the preceding sentence has been accomplished.

Any document filed in this proceeding must be filed either via the Board’s e-filing format or in the traditional paper format. Any person e-filing a document should attach a document and otherwise comply with the instructions found on the Board’s website at “www.stb.dot.gov” at the “E-FILING” link. Any person filing a document in the traditional paper format should send to the Board an original and 10 paper copies of the document (and also an electronic version).

Every filing made by a Party of Record after the service date of this Notice must have its own certificate of service indicating that all Parties of Record on the service list have been served with a copy of the filing. Members of the United States Congress and Governors are not parties

¹ This decision also embraces Pan Am Southern LLC – Acquisition and Operation Exemption – Lines of Boston and Maine Corporation, STB Finance Docket No. 35147 (Sub-No. 1); Norfolk Southern Railway Company – Trackage Rights Exemption – Pan Am Southern LLC – Between Mechanicville, NY and Ayer, MA, STB Finance Docket No. 35147 (Sub-No. 2); and Springfield Terminal Railway Company – Trackage Rights Exemption – Pan Am Southern LLC – Between CPF 312 Near Willows, MA, and Harvard Station, MA, STB Finance Docket No. 35147 (Sub-No. 3).

of record and, therefore, need not be served with copies of filings, unless any such Member of Congress or Governor has requested to be, and is designated as, a Party of Record.

The Board will follow the practice regarding service of Board actions in past proceedings. See United States Department of Energy – Rail Construction and Operation – Caliente Rail Line in Lincoln, Nye, and Esmeralda Counties, NV, STB Finance Docket No. 35106 (STB served May 30, 2008). Copies of decisions, orders, and notices will be served only on those persons who are designated as Party of Record, Non-Party, Member of Congress, or Governor on the official service list. All other interested persons are encouraged to secure copies of such decisions, orders, and notices via the Board’s website at “www.stb.dot.gov” under “E-LIBRARY/Decisions & Notices.”

All persons on the attached service list should review the list and determine whether information about their address and status (as a Party of Record or Non-Party) is correct. The list reflects the Board’s policy of allowing only one official representative per party to be placed on the service list, as specified in Press Release No. 97-68 dated August 18, 1997, announcing the implementation of the Board’s “One Party-One Representative” policy for service lists. In this proceeding, if a request was made in the notice of intent to participate to have more than one name added to the service list as a Party of Record representing a particular entity, the extra name was added to the service list as a “Non-Party.” Any person designated as a Non-Party will receive copies of Board decisions, orders, and notices but not copies of official filings. Persons seeking to change their status must accompany that request with a written certification that he or she has complied with the service requirements set forth at 49 CFR 1104.12, and any other requirements set forth in this notice.

Requests to change or correct service list information, or to be deleted from the service list, must be filed **in writing** with the Board by **July 31, 2008**. Parties must submit such requests either via the Board’s e-filing format or in the traditional paper format (an original plus 10 copies). Requests submitted in the paper format should be directed to:

Surface Transportation Board
Re: STB Finance Docket No. 35147
395 E Street, S.W.
Washington, DC 20423-0001

Anne K. Quinlan
Acting Secretary

SERVICE LIST

PARTY OF RECORD

Richard A. Allen
Zuckert, Scutt & Rasenberger, LLP
888 Seventeenth Street, NW, Suite 700
Washington, DC 20006

Represents: Norfolk Southern Railway Company

PARTY OF RECORD

Robert B. Culliford
Pan Am Railways, Inc.
14 Aviation Avenue
Portsmouth, NH 03801

Represents: Pan Am Railways, Inc., Boston and Maine Corporation, and Springfield Terminal Railway Company

PARTY OF RECORD

Louis E. Gitomer
The Adams Building
600 Baltimore Avenue, Suite 301
Towson, MD 21204

Represents: RailAmerica, Inc., New England Central Railroad, Inc., and Connecticut Southern Railroad, Inc.

PARTY OF RECORD

Edward D. Greenberg
Galland, Kharasch, Greenberg, Fellman & Swirsky, P.C.
Canal Square
1054 Thirty-First Street, N.W.
Washington, DC 20007

Represents: Providence and Worcester Railroad Company

PARTY OF RECORD

Daniel R. Elliott, III
United Transportation Union
14600 Detroit Avenue
Cleveland, OH 44107

PARTY OF RECORD

Dave Fellon
Progressive Rail Inc.
21778 Highview Avenue
Lakeville, MN 55044

PARTY OF RECORD

Harold A. Ross
23195 Stoneybrook Drive
North Olmsted, OH 44070

Represents: Brotherhood of Locomotive Engineers and Trainmen

PARTY OF RECORD

Roger J. Schiera
New York State Department of Transportation
50 Wolf Road
Albany, NY 12232

PARTY OF RECORD

Chalmers Hardenbergh
Atlantic Northeast Rails & Ports
162 Main Street
Yarmouth, ME 04096

PARTY OF RECORD

Harry P. Carroll
City of Springfield, Massachusetts
36 Court Street, Room 210
Springfield, MA 01103

PARTY OF RECORD

Toni L. Kemmerle
Maine Department of Transportation
16 State House Station
Augusta, ME 04333

PARTY OF RECORD

Stephen G. LaBonte
New Hampshire Department of Transportation
33 Capitol Street
Concord, NH 03301

PARTY OF RECORD

Thomas D. Hall
Committee to Improve Rail Service in Maine
176 Merrill Road
Pownal, ME 04069

PARTY OF RECORD

Peter C. Vail, Jr.
Carolina Easter-Vail, Inc.
4134 State Rte 22
P.O. Box 483
Salem, NY 12865

PARTY OF RECORD

Jeffrey B. Mullan
Commonwealth of Massachusetts
Executive Office of Transportation and Public Works
Ten park Plaza
Boston, MA 02116

PARTY OF RECORD

Michael S. Wolly
Zwerdling, Paul, Kahn & Wolly
1025 Connecticut, N.W.
Suite 712
Washington, DC 20036

Represents: International Association of Machinists and Aerospace Workers and the
International Brotherhood of Electrical Workers

PARTY OF RECORD

Eugene J. Colonese
Connecticut Department of Transportation
2800 Berlin Turnpike
P.O. Box 317546
Newington, CT 06131

PARTY OF RECORD

Vincent P. Szeligo
Wick, Streiff, Meyer O'Boyle & Szeligo
1450 Two Chatham Center
Pittsburgh, PA 15219

Represents: U.S. Clay Producers Traffic Association, Inc.

PARTY OF RECORD

Kevin C. Maughan
Greenbrier Leasing Company LLC
One Centerpointe Drive, Suite 200
Lake Oswego, OR 97035

PARTY OF RECORD

James E. Howard
One Thompson Square
Suite 201
Charlestown, MA 02129

Represents: Montreal, Maine & Atlantic Railway Ltd.

PARTY OF RECORD

Eric M. Hocky
Thorp Reed & Armstrong, LLP
One Commerce Square
2005 Market Street, Suite 1910
Philadelphia, PA 19103

Represents: Morristown & Erie Railway, Inc., d/b/a Maine Eastern Railroad

PARTY OF RECORD

Keith G. O'Brien
Baker & Miller PLLC
2401 Pennsylvania Avenue, NW
Suite 300
Washington, DC 20037

Represents: New England Southern Railroad

PARTY OF RECORD

Edward J. Rodriguez
Housatonic Railroad Company
8 Davis Road West
P.O. Box 687
Old Lyme, CT 06371

PARTY OF RECORD

Myles L. Tobin
Fletcher & Sippel
29 North Wacker Drive, Suite 920
Chicago, IL 60606

Represents: GATX Corporation

PARTY OF RECORD

Richard S. Edelman
O'Donnell, Schwartz & Anderson
1300 L Street, N.W.
Suite 1200
Washington, DC 20005

Represents: Brother of Maintenance of Way Employee Division and Brotherhood of Railroad Signalmen

PARTY OF RECORD

William L. Taber
Batten Kill Railroad
1 Elbow Street
Greenwich, NY 12834

PARTY OF RECORD

Peter R. Leishman
Milford-Bennington Railroad Co., Inc.
62 Elm Street
Milford, NH 03055

PARTY OF RECORD

Timothy Brennan
Pioneer Valley Planning Commission
26 Central Street, Suite 34
West Springfield, MA 01089

PARTY OF RECORD

William C. Sippel
Fletcher & Sippel
29 North Wacker Drive, Suite 920
Chicago, IL 60606

Represents: Pioneer Valley Railroad Company, Inc.

PARTY OF RECORD

Captain Dirck Hecking
Consultant Group of Hecking & Remington, LLP
6215 Coffman Road
Indianapolis, IN 46268

PARTY OF RECORD

Ronald A. Lane
Fletcher & Sippel
29 North Wacker Drive, Suite 920
Chicago, IL 60606

Represents: Trinity Industries Leasing Company and Trinity Rail Management, Inc.

PARTY OF RECORD

Donnalee Lozeau
City of Nashua
229 Main Street
P.O. Box 2019
Nashua, NH 03061

PARTY OF RECORD

John K. Dunlevy
Vermont Agency of Transportation
One National Life Drive
Montpelier, VT 05633

PARTY OF RECORD

Paul A. Cunningham
Harkins Cunningham LLP
1700 K Street, NW, Suite 400
Washington, DC 20006

Represents: Canadian National Railway Company

PARTY OF RECORD

Alison H. Crocker
New York State Department of Environmental Conservation
Office of the General Counsel
625 Broadway, 14th Floor
Albany, NY 12233

PARTY OF RECORD

Shaun A. Suhoski
Town of Ayer Massachusetts
1 Main Street
Ayer, MA 01432

PARTY OF RECORD

Bernard R. Kubiak
Town Of Deerfield
8 Conway Street
South Deerfield, MA 01373

NON-PARTY

John V. Edwards
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

NON-PARTY

Christina M. Wenzel
Zuckert, Scutt & Rasenberger, LLP
888 Seventeenth Street, NW, Suite 700
Washington, DC 20006

Represents: Norfolk Southern Railway Company

NON-PARTY

David M. Endersbee
Zuckert, Scutt & Rasenberger, LLP
888 Seventeenth Street, NW, Suite 700
Washington, DC 20006

Represents: Norfolk Southern Railway Company

NON-PARTY

James A. Hixon
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

NON-PARTY

William A. Galanko
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

NON-PARTY

David L. Coleman
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

NON-PARTY

Helen M. Hart
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

NON-PARTY

John M. Cutler, Jr.
McCarty, Sweeney & Harkaway, P.C.
2175 K Street, N.W., Suite 600
Washington, DC 20037

Represents: Clarendon & Pittsford Railroad, Green Mountain Railroad, Vermont Railway,
and Washington County Railroad

NON-PARTY

David W. Wulfson
Vermont Railway, Inc.
One Railway Lane
Burlington, VT 05401

NON-PARTY

Scott G. Williams
RailAmerica, Inc.
5300 Broker Sound Boulevard, N.W.
Second Floor
Boca Raton, FL 33487

NON-PARTY

P. Scott Conti
Providence and Worcester Railroad Company
75 Hammond Street
Worcester, MA 01610

NON-PARTY

Frank Rogers
Providence and Worcester Railroad Company
75 Hammond Street
Worcester, MA 01610

NON-PARTY

Marie Angelini
Providence and Worcester Railroad Company
75 Hammond Street
Worcester, MA 01610

NON-PARTY

Raymond Hessinger
New York State Department of Transportation
50 Wolf Road
Albany, NY 12232

NON-PARTY

Jeffrey S. Burritt
Zwerdling, Paul, Kahn & Wolly
1025 Connecticut, N.W.
Suite 712
Washington, DC 20036

Represents: International Association of Machinists and Aerospace Workers and the
International Brotherhood of Electrical Workers

NON-PARTY

Lisa Brodeur-McGan
Brodeur-McGan, P.C.
1331 Main Street
Springfield, MA 01103

Represents: Greenbrier Leasing Company LLC

NON-PARTY

Theodore K. Kalick
Canadian National Railway Company
601 Pennsylvania Avenue, N.W.
Suite 500, North Building
Washington, DC 20004

NON-PARTY

Sean Finn
Canadian National Railway Company
P.O. Box 8100
Montréal, QC H3B 2M9

NON-PARTY

David A. Hirsh
Harkins Cunningham LLP
1700 K Street, N.W., Suite 400
Washington, DC 20006

Represents: Canadian National Railway Company

NON-PARTY

Alex McGregor
P.O. Box 740
Colfax, WA 99111

NON-PARTY

Anthony J. Pacella
3756 South Cicero Avenue
Cicero, IL 60804

NON-PARTY

Brenda K. Perez
P. O. Box 19734
Irvine, CA 92623

NON-PARTY

Brian Wynne
201A Export Street
Port Newark, NJ 07114

NON-PARTY

Charles T. Connors
75 County Road
Jersey City, NJ 07307

NON-PARTY

Christopher G. Tabor
P. O. Box 347
Biddeford, ME 04005

NON-PARTY

Daniel J. Deet
17 South Railroad Street
Mechanicville, NY 12118

NON-PARTY

Christopher M. Gardner
County of Washington
P.O. Box 297, County Courthouse
Machias, ME 04654

NON-PARTY

Christopher M. Gardner
Eastport Port Authority
P.O. Box 278
Eastport, ME 04631

NON-PARTY

Christina C. Gray
Katahdin Paper Company LLC
50 Main Street
East Millinocket, ME 04430

NON-PARTY

Cristian Ceausu
White Arrow, Inc.
P. O. Box 3397
Ontario, CA 91761

NON-PARTY

C. H. Kim
Hanjin Shipping Company, Ltd.
80 East Route 4, Suite 490
Paramus, NJ 07652

NON-PARTY

Paul Curren
Newly Weds Foods
70-80 Grove Street
Watertown, MA 02472

NON-PARTY

Dave Buschner
Trailer Transport System, Inc.
900 Jefferson Rd Suite 1200
Rochester, NY 14623

NON-PARTY

David B. Ames
Town Manager of Athol, Massachusetts
584 Main Street, Suite 14
Athol, MA 01331

NON-PARTY

Hugh M. Tarbutton
Sandersville Railroad Company
P.O. Box 269
Sandersville, GA 31082

NON-PARTY

David C. Callaghan
Director, Department of Commerce
Division of Environmental Protection
10 McJunkin Road
Nitro, WV 25143

NON-PARTY

Dennis H. Miller
Iowa Interstate Railroad
5900 6th Street, S.W.
Cedar Rapids, IA 52404

NON-PARTY

Dennis Manns
American Honda Motor Co., Inc.
1919 Torrance Boulevard
Torrance, CA 90501

NON-PARTY

Denny Salisbury
Pike County Engineer's Office
502 South Pike Street
Waverly, OH 45690

NON-PARTY

Derek J. Leathers
Werner Enterprises
P. O. Box 45308
Omaha, NB 68145

NON-PARTY

David Johansson
R.V.J Inc.
56 Nashua Street
Leominster, MA 01453

NON-PARTY

Edward F. O'Callaghan
Audax Transportation, Inc.
520 Finney Avenue
Suffolk, VA 23434

NON-PARTY

Ford B. West
The Fertilizer Institute
820 First Street, NE, Suite 430
Washington, DC 20002

NON-PARTY

Thomas F. Jensen
United Parcel Service
316 Pennsylvania Avenue, SE, Suite 300
Washington, DC 20003

NON-PARTY

Gary W. Hogg
New Hampshire Northcoast Railroad
P.O. Box 429
Ossipee, NH 03864

NON-PARTY

James B. Hebenstreit
Bartlett and Company
4900 Main Street, Suite 1200
Kansas City, MO 64112

NON-PARTY

Jane O'Hagan
Canadian Pacific
40 – 9th Avenue, SW, Suite 500
Calgary AB T2P 4Z4

NON-PARTY

Jean Marie Voytyshyn
Intermodal Ramp Management
2721 South Avenue
Council Bluffs, IA 51503

NON-PARTY

Jeff Lang
Eagle Systems
P. O. Box 2177
Wenatchee, WA 98807

NON-PARTY

Jeffrey D. Sheehy
Whittemore Company, Inc.
P.O. Box 3099
Lawrence, MA 01843

NON-PARTY

Joe Rubino
Mason Dixon International
4440 Wyoming Avenue
Dearborn, MI 48126

NON-PARTY

Paul Reeves
Otisco Township
9663 W. Button Road
Belding, MI 48809

NON-PARTY

William Apkin
George Apkin & Sons, Inc.
P.O. Box 509
North Adams, MA 01247

NON-PARTY

M. Scott Mellen
WTE Corporation
7 Alfred Circle
Bedford, MA 01730

NON-PARTY

Paul N. Bogan
Sea-3, Inc.
190 Shatluck Way
Newington, NH 03801

NON-PARTY

Joseph Basile
Catania-Spangna Corporation
1 Nemco Way
P.O. Box J
Ayer, MA 01432

NON-PARTY

Kathleen A. Larson
E.W. Larson Reload, Inc.
38 Old Auburn Road
Derry, NH 03038

NON-PARTY

Kendall P. Kellaway
Roadlink
P. O. Box 750
Randolph, MA 02368

NON-PARTY

Larry Strug
Subaru of America Inc.
P.O. Box 6000
Cherry Hill, NJ 08034

NON-PARTY

Mark A. Marasco
Maple Leaf Distribution Services Inc.
Palmer Industrial Park
Bondsville, MA 01009

NON-PARTY

Michael Partridge
Verso Paper Corp.
6775 Lenox Center Ct.
Memphis, TN 38115

NON-PARTY

Mindy Wormuth
Town of Halfmoon
2 Halfmoon Town Plaza
Halfmoon, NY 12065

NON-PARTY

Patrick J. Paul
The Lane Construction Corporation
216 Mt. Herrmon Station Road
Northfield, MA 01360

NON-PARTY

Peter R. Bresnee
Mercedes-Benz USA, LLC
P.O. Box 350
Montvale, NJ 07645

NON-PARTY

Ralph Carpenter
Northeast Paper Services, Inc.
10 Parkway Drive
Scarborough, ME 04074

NON-PARTY

Randy Rotermund
Sappi Fine Paper North America
225 Franklin Street
Boston, MA 02110

NON-PARTY

Richard J. Miller
All States Asphalt, Inc.
P.O. Box 91
Sunderland, MA 01375

NON-PARTY

Richard A. Lissa
Formosa Plastics Corporation, U.S.A.
9 Peach Tree Hill Road
Livingston, NJ 07039

NON-PARTY

Richard P. Hyland
Celtic International
14535 John Humphrey Dr., Suite 200
Orland Park, IL 60462

NON-PARTY

Robert Borenstein
B & D Advanced Warehousing Corp., Inc.
201 Merrimack Street
Lawrence, MA 01843

NON-PARTY

Robert C. Papworth
Matson Integrated Logistics
1855 Gateway, Boulevard, Suite 250
Concord, CA 94520

NON-PARTY

Robert E. Rich III
Roar Logistics
2495 Main Street, Suite 442
Buffalo, NY 14214

NON-PARTY

Robert W. Murphy
Poly One Distribution
91 Fitchburg Road
Ayer, MA 01432

NON-PARTY

Steve Thibert
Madison Paper Industries
P.O. Box 129
Madison, ME 04950

NON-PARTY

Steven M. Golich
Alliance Shippers, Inc.
15515 South 70th Court
Orland Park, IL 60462

NON-PARTY

Thomas J. Kachoris
Spaulding Brick Co., Inc.
P. O. Box 1012
5 Lopez Road
Wilmington, MA 01887

NON-PARTY

Timothy Mcvittie
United States Gypsum Company
550 West Adams Street
Chicago, IL 60601

NON-PARTY

Thomas S. Williams
J. B. Hunt Transport, Inc.
P.O. Box 130
Lowell, AR 72745

NON-PARTY

Victor A. Oberting, Jr.
7 Madison Street
Troy, NY 12180

NON-PARTY

Walt Whitt
Wheels Clipper
9014 Heritage Road, Suite 300
Woodbridge, IL 60517

NON-PARTY

William E. Whitney
Blue Seal Feeds, Inc.
P. O. Box 8000
Londonderry, NH 03053

NON-PARTY

Bruce R Atkins
Global Companies LLC
P.O. Box 9161
800 South Street
Waltham, MA 02454

NON-PARTY

Bryan Davidson
Anheuser-Busch, Inc.
One Busch Place
St. Louis, MO 63118

NON-PARTY

Ben J Tarbutton, Jr.
Sandersville Railroad Company
P.O. Box 269
Sandersville, GA 31082

NON-PARTY

James A. Ginnetti
First Light Power Resources
One Corporate Center
20 Church Street
Hartford, CT 06103

NON-PARTY

Bill Hudson
Rail & Truck Logistic
35 Highland Avenue
Bethlehem, PA 18017

NON-PARTY

Daniel J Holland
Holland Company, Inc.
153 Howland Avenue
Adams, MA 01220

NON-PARTY

Thomas Butts
Bulk Service
2801 Rock Road
Granite City, IL 62040

NON-PARTY

Barry C. Cringan
Sterilite Corporation
P.O. Box 8001
Townsend, MA 01469

NON-PARTY

Bill Jackson
AGRI Services of Brunswick LLC
P.O. Box 38
Brunswick, MO 65236

NON-PARTY

Savas D. Danos
Littleton Water Department
39 Ayer Road
P.O. Box 2406
Littleton, MA 01460

NON-PARTY

Stephen M Fontaine
Claremont Concord Railroad Corporation
P. O. Box 1598
Claremont, NH 03743