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SEC

SERVICE DATE - AUGUST 17, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33434

TRACK TECH, INC.—ACQUISITION AND OPERATION—
THE BURLINGTON NORTHERN AND SANTE FE RAILWAY COMPANY

Decided: August 13, 1998

On August 22, 1997, Track Tech, Inc. (TTI), filed a verified notice of exemption under 49 CFR 1150.31 from the provisions of 49 U.S.C. 10902 to acquire from The Burlington Northern and Santa Fe Railway Company (BNSF) and to operate approximately 19.70 miles of rail line between Creston, IA (milepost 1.45), and the end of the line at Greenfield, IA (milepost 21.15). The exemption became effective on August 29, 1997. Notice of the exemption was served and published in the Federal Register on September 12, 1997 (62 FR 48130). On May 7, 1998, the United Transportation Union (UTU) filed a petition to revoke the exemption. On May 26, 1998, BNSF moved, without objection from TTI or UTU, that the proceeding be held in abeyance to allow the parties to reach a consensus regarding the disposition of this proceeding.

By notice filed August 4, 1998, UTU advised the Board that UTU and BNSF had resolved their differences regarding the exemption and that it was withdrawing its petition to revoke.

It is ordered:

1. The request to withdraw the petition to revoke is granted.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary