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SEC

SERVICE DATE - LATE RELEASE MARCH 10, 1998

SURFACE TRANSPORTATION BOARD

STB Ex Parte No. 575

REVIEW OF RAIL ACCESS AND COMPETITION ISSUES

March 10, 1998

NOTICE TO THE PARTIES:

The attached service list has been compiled from the notices of intent to participate submitted in response to the notice published in the Federal Register on February 24, 1998, at 63 FR 9296.

Almost 80 parties have asked to speak at the hearing. In view of this large number, the Board urges that parties with common interests consolidate their presentations in order to assure that the Board is able to afford adequate time for the presentation of each oral statement.

Additionally, it appears that many of the proposed speakers represent interests with substantial involvement in either the service emergency in the West or the pending merger proceeding in the East. Therefore, we urge parties to limit their presentations, oral and written, to rail access and competition issues. Specific concerns about problems related to the service emergency in the West or about rail mergers currently under review should be directed to the proceedings where those issues are being considered. In other words, parties should not attend these hearings in order to describe particular problems or proposed solutions related to the rail service emergency in the West, or to address issues related to the pending rail merger proceeding in the East. The Board views these hearings as an important component of the overall debate about access and competition in the rail industry; it would not be appropriate or constructive for the Board to review, in these hearings, specific issues that are already being addressed in other proceedings.

Persons listed on the attached service list should review it and determine whether information about their address and status as a party (as a Party of Record or not a Party of Record) is correct. The list reflects our policy of allowing only one official representative per party to be placed on the service list. Any requests for change of status, correction of address, or deletion from the service list must be filed in writing with the Board by March 16, 1998. An original and 10 copies of such requests (and all other documents) must be directed to:

Surface Transportation Board
Office of the Secretary
Case Control Unit
Attn: STB Ex Parte No. 575
1925 K Street, N.W.
Washington, D.C. 20423-0001

We will issue a corrected service list before opening comments are due, unless there are no corrections.

Written comments (original plus 10 copies) are due by March 26, 1998. Before a comment or other document filed in this proceeding may become part of our official record, it must be served on the parties identified as parties of record on the service list, and the comments must so indicate. A person who is not designated as a Party of Record on the service list need not be served with copies of filings but will be advised of all Board decisions in this proceeding.

The following is a tentative list of the parties of record who have expressed an intent to speak at the oral hearing (with different parties who will apparently be speaking via the same counsel listed under the counsel name):

Alliance for Rail Competition
American Short Line and Regional Railroad Association
Amoco Chemical Company and Amoco Oil Company
Arkansas Louisiana & Mississippi Railroad Company
Association of American Railroads
Brotherhood of Maintenance of Way Employees
Brownsville and Rio Grande International Railroad and
Brownsville Navigation District.
Burlington Northern and Santa Fe Railway Company
California Public Utilities Commission
Canadian National Railway Company
CEMEX USA
Chemical Manufacturers Association
Chevron Chemical Company
City of Cleveland
City Utilities of Springfield Missouri
Consumers Energy Company
Consumers United for Rail Equity
CSX Transportation, Inc.
Dow Chemical Company
Eastman Kodak Company
Enterprise Products Company

Edison Electric Institute
Fertilizer Institute
FMC Corporation
Formosa Plastics Corporation, U.S.A.
Gitomer, Louis E. (representing APL Limited and RailAmerica, Inc.)
Greenberg, Edward D. (representing BHP Copper, Inc.,
FMC Corporation, International Paper Company, and Steel Warehouse Co.)
Harkins Cunningham
Heffner, John D. (representing Chemical Lime Company,
Fort Orange Paper Company, and possibly the
Jackson County Port Authority)
Illinois Central Railroad Company
Indianapolis Power & Light Company
International Brotherhood of Teamsters
International Paper Company
Jacksonville Port Authority
Johnson, James (representing himself)
Lower Mississippi River Shippers Coalition
MidAmerican Energy Company
National Association of Wheat Growers
National Mining Association
National Industrial Transportation League
National Lime and Stone Company
New York City Economic Development Corporation
Norfolk Southern Railway Company
North Dakota Grain Dealers Association
Northern States Power Company
Ohio Rail Development Commission
Otter Tail Power Company
Phillips Petroleum Company
Port of Houston Authority
Public Utility Commission of Ohio
Putnam, David G. (representing Alabama Power
Company, Georgia Power Company,
Gulf Power Company, Mississippi Power Company,
SAVANNAH Electric & Power Company, and
Southern Energy, Inc.)
Shell Chemical Company and Shell Oil Company
Slover, William L. (representing Texas Municipal Power Agency and Western Coal
Traffic League)
Society of the Plastics Industry

Southeastern Pennsylvania Transportation Authority
Stark Development Board, Inc.
State of New York
United Transportation Union
U.S. Department of Transportation
West Virginia Terminals, Inc.
Wheeling & Lake Erie Railway Company
Wood, Frederic L. (representing E.I. DuPont de Nemours and Company and IBP,
Inc.)
Wyandote Dolomite, Inc.

By March 16, 1998, parties who have expressed a desire to speak at the oral hearing must file a statement (original plus 10 copies) designating the person or persons who will speak, the parties they will be representing, and the time requested to speak, and describing, in one or two sentences, the thrust of their testimony.

By March 27, 1998, a scheduling order for the hearing will be served and published on our web page (www.stb.dot.gov).

Vernon A. Williams
Secretary

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