

21595
SEC

SERVICE DATE - FEBRUARY 10, 1997

SURFACE TRANSPORTATION BOARD¹

DECISION

No. 41277

THE GOODYEAR TIRED & RUBBER COMPANY--PETITION FOR
DECLARATORY ORDER--CERTAIN RATES AND PRACTICES OF
OLYMPIA HOLDING CORPORATION F/K/A P*I*E NATIONWIDE

Decided: February 5, 1997

By decision served February 4, 1997, the Board requested the parties to submit a status report within 30 days indicating whether they desire to proceed with this case.

By motion filed February 4, 1997, petitioner requests that the Board dismiss this proceeding because the parties have reached a mutual settlement agreement. Petitioner submitted a copy of the referring court's January 27, 1997, order dismissing the underlying court proceedings.

The request will be granted, and the proceedings will be dismissed.

It is ordered:

1. These proceedings are dismissed.
2. This decision is effective on its service date.
3. A copy of this decision will be mailed to:

The Honorable John H. Moore II
United States District Court for
the Middle District of Florida,
Jacksonville Division
P. O. Box 53137
Jacksonville, FL 32201-3137

Re: Case No. 93-946-Civ-J-16

By the Board, Vernon A. Williams, Secretary.

¹ On December 29, 1995, the President signed the ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (ICC Termination Act or the Act). Effective January 1, 1996, the Act abolished the Interstate Commerce Commission (ICC) and transferred various ICC functions to a newly created Surface Transportation Board (Board), including the resolution of issues in motor carrier undercharge proceedings, 49 U.S.C. 13709-13711.

No. 40842

Vernon A. Williams
Secretary