

29638
SEC

SERVICE DATE - SEPTEMBER 28, 1998

SURFACE TRANSPORTATION BOARD
Washington, D.C. 20423

September 24, 1998

STB Finance Docket No. 33388

**CSX CORPORATION AND CSX TRANSPORTATION, INC.,
NORFOLK SOUTHERN CORPORATION AND NORFOLK
SOUTHERN RAILWAY COMPANY-CONTROL AND
OPERATION LEASES/AGREEMENTS-CONRAIL, INC.
AND CONSOLIDATED RAIL CORPORATION**
[Decision No. 89]

NOTICE

Court actions, entitled as shown below,
were instituted on or about September 18, 1998
involving the above-entitled proceeding:

No. 98-1440

WHEELING & LAKE ERIE RAILWAY CORPORATION¹

No. 98-1441

NATIONAL INDUSTRIAL TRANSPORTATION LEAGUE

¹ Pursuant to the September 21, 1998 order of the United States Court of Appeals for the D.C. Circuit, all of these petitions for review were consolidated with case No. 98-1371, APL Limited v. Surface Transportation Board and United States of America. The Board has already filed a motion for the APL Limited case to be transferred to the United States Court of Appeals for the Second Circuit, where the first petition for review of STB Finance Docket No. 33388 was filed.

No. 98-1443

NATIONAL LIME & STONE COMPANY

v.

**The Surface Transportation Board
and United States of America**

*before the
United States Court of Appeals for the District of Columbia Circuit*

**VERNON A. WILLIAMS
Secretary**