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SEC

SERVICE DATE - LATE RELEASE OCTOBER 4, 2001

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42056

TEXAS MUNICIPAL POWER AGENCY

v.

THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY

Decided: October 4, 2001

In a decision served February 9, 2001, the Board suspended the procedural schedule in this proceeding until completion of all discovery. The parties were directed to negotiate and jointly submit a new schedule as soon as discovery was completed.

In a joint petition filed on August 31, 2001, the parties state that they have reached agreement on a new procedural schedule. They request that the Board establish the new procedural schedule. The request will be granted.

It is ordered:

1. The joint request to establish a new procedural schedule is granted. The new procedural schedule in this proceeding is as follows:

| | |
|-------------------|--------------------------|
| October 15, 2001 | Opening statements due |
| January 15, 2002 | Reply statements due |
| February 25, 2002 | Rebuttal statements due. |

2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary