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SEC

SERVICE DATE - MAY 23, 1997

**SURFACE TRANSPORTATION BOARD**  
**Washington, D.C. 20423**

May 20, 1997

No. 41242<sup>1</sup>

**NOTICE**

A court action, entitled as shown below,  
was instituted on or about May 14, 1997,  
involving the above-entitled proceeding:

No. 97-2303<sup>2</sup>

Union Pacific Railroad Company and  
Southern Pacific Transportation Company

v.

Surface Transportation Board

United States of America

*before the*

*United States Court of Appeals for the Eighth Circuit*

VERNON A. WILLIAMS  
Secretary

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<sup>1</sup> Embraces Docket No. 41295, Pennsylvania Power & Light Company v. Consolidated Rail Corporation and No. 41626, MidAmerican Energy Company v. Union Pacific Railroad Company and Chicago and North Western Railway Company.

<sup>2</sup> The above case was filed in the United States Court of Appeals for the Eighth Circuit on May 14, 1997, and consolidated with Nos. 97-1081 through 97-2260, MidAmerican Energy Company, et al. v. Surface Transportation Board and United States of America.