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SEC

SERVICE DATE - MAY 12, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 41989

POTOMAC ELECTRIC POWER COMPANY

v.

CSX TRANSPORTATION, INC.

Decided: May 11, 1998

By joint motion filed May 6, 1998, the parties report that they have reached a tentative agreement on terms for settlement in this coal maximum rate reasonableness proceeding. They request that the proceeding be held in abeyance and that further processing of the complaint (including service of a decision on the merits) be suspended, to and including June 2, 1998, to afford them adequate time to complete documentation of their agreement. Because the parties agree and are optimistic that the negotiations will be fruitful and will obviate further litigation, their request will be granted.

It is ordered:

1. This proceeding is held in abeyance and further processing suspended until June 2, 1998.
2. If the settlement is concluded on or before June 2, 1998, the complainant shall file an immediate motion to dismiss with prejudice; otherwise, the parties shall by that date notify the Board in writing of the progress they have made and what further action they may request the Board to take at that time.
3. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary