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SERVICE DATE - JUNE 2, 1998

DO

FR-4915-00-P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33587]

City of Rochelle, Illinois--Notice of Exemption--Commencement of Rail Common Carrier
Operations

The City of Rochelle, IL (the City), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to commence operations over 2.06 miles of track located within the limits of Rochelle, IL.¹ The City states that its projected revenues will not exceed those of a Class III railroad.

The effective date of the exemption was May 5, 1998 (7 days after the exemption was filed).²

If the verified notice contains false or misleading information, the exemption is void ab initio. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time.³ The filing of a petition to revoke will not automatically stay the transaction.

¹ The line was not further described in the notice filed by the City, but a map included with the filing indicates that it begins at a switch near the intersection of Caron Road and Creston Road and ends in a stub east of Gredco Drive.

² Under 49 CFR 1150.32(b), a notice of exemption becomes effective 7 days after filing.

³ By petition filed on May 1, 1998, the Rochelle Railroad Company requests that the Board reject and or revoke this exemption. That petition will be addressed in a decision to be issued by the Board.

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An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33587, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on counsel for the City: John W. Robinson, 9616 Old Spring Road, Kensington, MD 20895.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: May 27, 1998.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams

Secretary