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SEC

SERVICE DATE - SEPTEMBER 15, 2000

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 41685

CF INDUSTRIES, INC.

v.

KOCH PIPELINE COMPANY, L.P.

Decided: September 13, 2000

By decision served in this docket on May 9, 2000 (at 28), the Board ordered that the “Defendant shall pay reparations and interest, calculated in accordance with 49 CFR Part 1141, back to the point when it increased the rates ordered to be reduced by paragraph 3 of this order.” On September 1, 2000, pursuant to 49 CFR 1133.2, co-plaintiff Farmland Industries, Inc. (Farmland) and defendant Koch Pipeline, L.P. (Koch Pipeline) jointly filed a statement specifying that the claimed damages (exclusive of interest) due to Farmland, based on the Board’s findings, total \$4,212,512.65. On September 8, 2000, Farmland filed a statement requesting that the Board enter an order awarding this amount as agreed-upon damages, exclusive of interest. Farmland states that the parties have also agreed upon the proper method of calculating the amount of interest that Koch Pipeline will pay, and that this amount will be determined as of the actual date of payment of the principal. Because the parties have agreed on the amount of damages, exclusive of interest, Koch Pipeline will be ordered to pay this sum.

It is ordered:

1. Koch Pipeline shall pay Farmland reparations of \$4,212,512.65, exclusive of interest.
2. This order is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary