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SEC

SERVICE DATE - JULY 10, 1997

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

July 7, 1997

STB Finance Docket No. 33390

ROARING FORK RAILROAD HOLDING AUTHORITY  
--ACQUISITION AND OPERATION EXEMPTION--  
SOUTHERN PACIFIC TRANSPORTATION COMPANY

**NOTICE**

A court action, entitled as shown below,  
was instituted on or about June 26, 1997,  
involving the above-entitled proceeding:

**No. 97-9536**

The Phillips Company

v.

Surface Transportation Board

United States of America

*before the*

*United States Court of Appeals  
for the Tenth Circuit*

VERNON A. WILLIAMS  
Secretary