

LAW OFFICES
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228579
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228581

January 4, 2011

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

VIA ELECTRONIC FILING

**Re: STB Finance Docket No. 35410
Adrian & Blissfield Rail Road Company—Continuance in Control
Exemption— Jackson & Lansing Railroad Company**

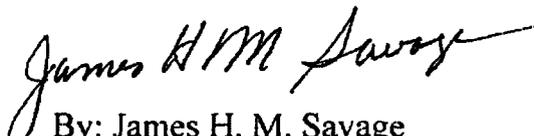
**STB Finance Docket No. 35411
Jackson & Lansing Railroad Company—Lease and Operation
Exemption—Norfolk Southern Railway Company**

**STB Finance Docket No. 35418
Jackson & Lansing Railroad Company—Trackage Rights
Exemption—Norfolk Southern Railway Company**

Dear Ms. Brown,

Pursuant to the Board's instructions, please accept the accompanying certification of service of the Board's December 28, 2010 Decision in the above proceedings upon all shippers utilizing the affected rail lines since the above exemptions became effective.

Very truly yours,
John D. Heffner, PLLC


By: James H. M. Savage
Of counsel

Enc.

CERTIFICATION OF SERVICE

I, James H. M. Savage, an attorney-at-law of the District of Columbia, certify that I have served this day by First Class Mail a true copy of the Board's December 28, 2010 Decision in the within proceeding upon the following parties of record and all shippers:

Parties of Record

Honorable Raymond E. Basham,
Michigan State Senator 8Th District
P.O. Box 30036
Lansing, MI 48909

Clinton J Miller, III,
United Transportation Union
24950 Country Club Blvd., Suite 340
North Olmsted, OH 44070

Harold A. Ross
Brotherhood Of Locomotive Engineers And Trainmen
1370 Ontario Street, Mezzanine
Cleveland, OH 44113

Marie Donigan
Michigan House Of Representatives
P. O. Box 30014
Lansing, MI 48909-7514

Shippers

Alro Steel
1800 W. Willow St.
Lansing, MI 48915

Michigan Packaging
700 Eden Rd.
Mason, MI 48854-9277

RSDC Regional Steel Distribution
1775 Holloway Dr.
Holt, MI 48842

Louis Padnos Iron & Metal Company
1900 W Willow S.
Lansing, MI 48917

Yreka Western
300 E Miner St.
Yreka, CA 96097


James H. M. Savage

Dated: January 4, 2011

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Lansing, MI 48915

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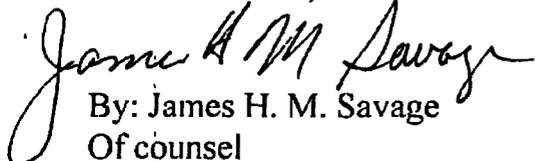
STB Finance Docket No. 35418
Jackson & Lansing Railroad Company—Trackage Rights
Exemption—Norfolk Southern Railway Company

Dear Sirs:

We are the attorneys representing Adrian & Blissfield Railroad Company (“ADBF”) and Jackson & Lansing Railroad Company (“JAIL”) in the above proceedings before the Surface Transportation Board of the United States (“STB”). You are receiving this correspondence because you have been identified as a “shipper” on the affected rail lines.

The STB has ordered that you be served with a copy of the enclosed Decision issued December 28, 2010. Please contact the undersigned with any questions.

Very truly yours,
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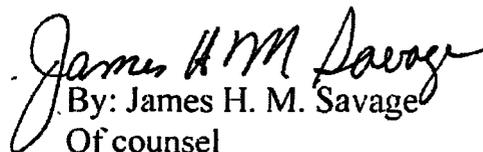
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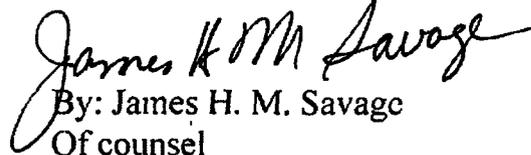
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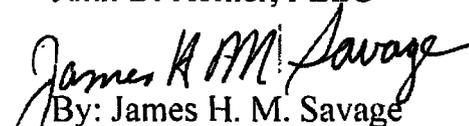
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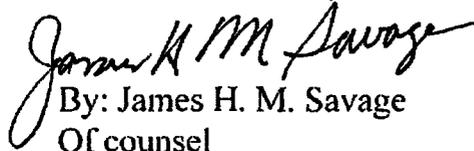
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SERVICE DATE - LATE RELEASE DECEMBER 28, 2010

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 35410

ADRIAN & BLISSFIELD RAIL ROAD COMPANY—CONTINUANCE
IN CONTROL EXEMPTION—JACKSON & LANSING RAILROAD COMPANY

Docket No. FD 35411

JACKSON & LANSING RAILROAD COMPANY—LEASE AND OPERATION
EXEMPTION—NORFOLK SOUTHERN RAILWAY COMPANY

Docket No. FD 35418

JACKSON & LANSING RAILROAD COMPANY—TRACKAGE RIGHTS
EXEMPTION—NORFOLK SOUTHERN RAILWAY COMPANY

Decided: December 28, 2010

By this decision, the Board institutes a proceeding to consider a petition to revoke the notices of exemption in these related proceedings.

The Board served and published notices of exemptions in each of these proceedings on October 6, 2010 (75 Fed. Reg. 61,817-18, 61,835-36). In Docket No. FD 35410, the notice permits Adrian & Blissfield Rail Road Company (ADBF), a Class III rail carrier, to continue in control of Jackson & Lansing Railroad Company (JAIL), upon JAIL's becoming a Class III carrier. In Docket No. FD 35411, the notice authorizes JAIL, a noncarrier, to lease and operate approximately 44.5 miles of rail lines (the lines) of Norfolk Southern Railway Company (NSR) in Michigan.¹ In conjunction with that lease, NSR also granted to JAIL limited, incidental trackage rights over 2.6 miles of NSR's Michigan Main Line for the sole purpose of interchanging with NSR at NSR's Jackson Yard.² In Docket No. FD 35418, the notice

¹ The 44.5 miles are comprised of: (1) the Lansing Secondary, located between the connection with NSR's Michigan Main Line at milepost LZ 0.0 in Jackson and milepost LZ 36.9 in Lansing (36.9 miles in length); (2) the Lansing Manufacturers Railroad, located between milepost XF 0.0 and milepost XF 5.1 in Lansing (5.1 miles in length); (3) the Lansing Industrial Track segment located between milepost XM 57.1 and milepost XM 58.9 in Lansing (1.8 miles in length); and (4) the Lansing Industrial Track segment between milepost UA 60.7 and milepost UA 61.4 in Lansing (approximately 0.7 miles in length).

² The incidental trackage rights are between milepost NS 72.73 and milepost NS 75.67 (equal to milepost LZ 0.0) in Jackson.

authorizes NSR to grant to JAIL nonexclusive overhead and local trackage rights over approximately 1.06 miles of NSR's Lansing Secondary line in Michigan.³

By petition filed on October 20, 2010, Brotherhood of Locomotive Engineers and Trainmen and United Transportation Union (collectively, the Unions) jointly ask the Board to revoke the exemptions in these related cases, arguing that the exemptions will diminish the safety of rail operations, will harm the interests of railroad employees, and will have an anticompetitive effect.

The Board seeks additional information on the effect of these notices of exemption, particularly on competition and shippers. Commenters may submit evidence and comment concerning the potential anticompetitive effect of the lease credit provision, disclosed pursuant to the Board's interchange commitment rules at 49 CFR § 1150.33(h). See Notice of Exemption filed in FD 35411 at 7-8. Commenters may discuss the provision's impact on price and service. Commenters may also address safety and employee-interest issues. Any commenter may submit a response to the opening evidence/comments of any other party.

In order to ensure that all affected shippers are given an opportunity to participate in this proceeding, JAIL is directed to provide a copy of this decision to all of the shippers on the lines for whom JAIL has provided rail service since commencing operations.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. Under 49 U.S.C. § 10502(d), a proceeding is instituted on the petition to revoke the notices of exemption in these cases.
2. Any interested party may submit comments and evidence by February 10, 2011.
3. Any party may submit a response to the opening submissions by February 25, 2011.
4. JAIL shall, by January 11, 2011, serve a copy of this decision by U.S. mail or by email on all of the shippers on the lines for whom JAIL has provided rail service since commencing operations and certify to the Board that they have made the required service.

By the Board, Julia M. Farr, Acting Director, Office of Proceedings.

³ The overhead and local trackage rights are between milepost LZ 36.8 in Lansing and milepost LZ 37.86 in North Lansing.