

FD- 30400

EC

3392  
SERVICE DATE

INTERSTATE COMMERCE COMMISSION

MAY 7 1987

DECISION

Finance Docket No. 30400

SANTA FE SOUTHERN PACIFIC CORPORATION -- CONTROL -- SOUTHERN  
PACIFIC TRANSPORTATION COMPANY

Decided: May 5, 1987

Notice to the Parties

Oral argument on the question of whether the Commission should reopen these proceedings has been set for Thursday, May 14, 1987, at 1:30 P.M.\*/ We have reviewed applicants' petition to reopen, supplements thereto, and comments of the parties. Oral argument should address, among other things, the several issues listed below. Argument will be limited to the issue of reopening, and should not include discussion of whether the merger itself should be approved or disapproved.

Applicants should discuss why their proposal constitutes changed circumstances, rather than merely a new willingness to accept conditions.

If the proposal reflects significantly changed circumstances, should the Commission treat this as a new merger application if it decides to reopen? What parts, if any, of the record in this proceeding would require updating for useful analysis of the new proposal?

The schedule of appearances and the time provided for each party appears in the appendix to this decision.

By the Commission, Chairman Gradison, Vice Chairman Lamboley, Commissioners Sterrett, Andre, and Simmons.

(SEAL)

Norata R. McGee  
Secretary

\*/ This time is different from that previously announced.

## APPENDIX

## Schedule of Appearances

<u>Proponents</u>	<u>Time Allotted</u>
Douglas E. Stephenson and Gus Svolos Southern Pacific Transportation Company and The Atchison, Topeka and Santa Fe Railway	45 minutes
Charles A. Miller Union Pacific Railroad Company and Missouri Pacific Railroad Company	8 minutes
Samuel R. Freeman The Denver & Rio Grande Western Railroad	8 minutes
Charles H. White, Jr. The Texas Mexican Railway Company	5 minutes
Mary Bennett Reed United States Department of Transportation	6 minutes
Vincent V. MacKenzie California Public Utilities Commission	8 minutes
 <u>Opponents</u>	
Joseph Auerbach The Kansas City Southern Railway Company and Louisiana and Arkansas Railway Company	30 minutes
Douglas J. Babb The Burlington Northern Railroad Company	25 minutes
Catherine B. Klion United States Department of Justice	15 minutes
John J. Delaney Railway Labor Executives' Association	10 minutes

Rebuttal

Applicants are allotted the unused portion of their 45 minute argument time for purposes of rebuttal.