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SEC

SERVICE DATE - JANUARY 7, 1997

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-441 (Sub-No. 2X)

SWKR OPERATING CO.--ABANDONMENT EXEMPTION--
IN COCHISE COUNTY, AR

Decided: January 3, 1997

Protestant Chemical Lime Company (ChemLine) seeks a 7-day extension to file a motion to compel discovery in this proceeding. On November 21, 1996, ChemLine served SWKR Operating Company (SWKR) with discovery requests, including written interrogatories and document production requests. ChemLine states that SWKR responded on December 23, 1996, by submitting numerous objections. ChemLine acknowledges that normally its motion to compel discovery would have been due January 2, 1997, under 49 CFR 1114.31 and 1121.2. Because of the intervening holidays and the absence of counsel from the office during those holidays, ChemLine requests a 7-day extension to January 9, 1997, to file its motion to compel. ChemLine states that counsel for SWKR has consented to this extension and has authorized ChemLine's counsel to express such consent to this agency.

The extension request is reasonable and will be granted.

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

It is ordered:

1. The due date for the motion to compel is extended to January 9, 1997.

2. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary