

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 35343

SUSQUEHANNA UNION RAILROAD COMPANY—CONTROL EXEMPTION—NORTH SHORE RAILROAD COMPANY, NITTANY & BALD EAGLE RAILROAD COMPANY, SHAMOKIN VALLEY RAILROAD COMPANY, JUNIATA VALLEY RAILROAD COMPANY, LYCOMING VALLEY RAILROAD COMPANY, AND UNION COUNTY INDUSTRIAL RAILROAD COMPANY

Decided: July 2, 2010

On April 12, 2010, Susquehanna Union Railroad Company (SURC), a nonoperating holding company, filed a petition for exemption (petition) from the prior approval requirements of 49 U.S.C. § 11323(a)(4) to acquire 100% stock control of 6 Class III railroads: North Shore Railroad Company, Nittany & Bald Eagle Railroad Company, Shamokin Valley Railroad Company, Juniata Valley Railroad Company, Lycoming Valley Railroad Company, and Union County Industrial Railroad Company.

By a decision served on June 2, 2010, the proceeding, at the request of SEDA-COG Joint Rail Authority (JRA), was held in abeyance until July 6, 2010, in the interest of facilitating negotiations between SURC and JRA. The deadline to reply to SURC's petition was extended to July 6, 2010, as well.

In a letter dated June 29, 2010, JRA states that the parties remain actively engaged in negotiations. JRA requests that the proceeding be held in abeyance until July 30, 2010, to allow for additional time to complete the ongoing negotiations. JRA states that it is authorized to represent that counsel for SURC concurs in this request. In the interest of facilitating negotiations between JRA and SURC, this proceeding will be held in abeyance until July 30, 2010. Replies to SURC's petition will be due on July 30, 2010.

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

It is ordered:

1. This case will be held in abeyance until July 30, 2010.
2. Replies to the petition are due by July 30, 2010.

3. This decision is effective on the service date.

By the Board, Joseph H. Dettmar, Acting Director, Office of Proceedings.