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ALJ

SERVICE DATE - AUGUST 10, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33407

DAKOTA, MINNESOTA & EASTERN RAILROAD CORPORATION CONSTRUCTION
INTO THE POWDER RIVER BASIN

Decided: August 5, 1998

Awaiting disposition are:

1. The motion to compel discovery filed by Mid-States Coalition for Progress (the Coalition);
2. The reply thereto filed by Dakota, Minnesota & Eastern Railroad Corporation (DM&E); and
3. DM&E's objections to interrogatories and document requests served on it by the Coalition.

A conference to consider these pleadings and to hear oral argument concerning them will be convened at 10:00 a.m., Thursday, the 13th day of August, 1998, in a hearing room of the Federal Energy Regulatory Commission at 888 First Street, N.E., Washington, D.C.

This decision is effective on the service date.

By the Board, Joseph R. Nacy, Administrative Law Judge.

Vernon A. Williams
Secretary