

36960
SEC

SERVICE DATE–APRIL 21, 2006
SURFACE TRANSPORTATION BOARD

NOTICE

STB Finance Docket No. 33407

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

The following court actions were instituted, on or about April 14, 2006, in the United States Court of Appeals for the Eighth Circuit, seeking judicial review of the Board's decision in the above-titled proceeding:

No. 06-2031

Mayo Foundation
v.
Surface Transportation Board and United States of America

No. 06-2032

City of Rochester
v.
Surface Transportation Board and United States of America

No. 06-2047

Sierra Club and Mid-States Coalition For Progress
v.
Surface Transportation Board and United States of America

No. 06-2048

Olmsted County
v.
Surface Transportation Board and United States of America

Vernon A. Williams
Secretary