

NEW EXEMPTIONS—Continued

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12285-N ..	RSPA-1999-5828.	Biotech Research Laboratories, Inc. Gaithersburg, MD.	49 CFR 173.196, 178.609.	To authorize the transportation in commerce of biological specimens classed as Infectious substance (Etiologic agent) in specifically designed packagings inside mechanical freezers and walk-in-cold boxes. (mode 1)
12286-N ..	RSPA-1999-5827.	FMC Corporation Philadelphia, PA.	49 CFR 180.509	To extend the retest period for DOT-111A60W7 tank cars in dedicated hydrogen peroxide service (Division 5.1). (mode 2)

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 33749
(Sub-No. 1)]

**Union Pacific Railroad Company—
Trackage Rights Exemption—The
Burlington Northern and Santa Fe
Railway Company**

AGENCY: Surface Transportation Board.

ACTION: Notice of exemption.

SUMMARY: The Board, under 49 U.S.C. 10502, exempts the trackage rights described in STB Finance Docket No. 33749¹ to permit the trackage rights to expire on August 28, 1999.

¹ On May 21, 1999, Union Pacific Railroad Company (UP) filed a notice of exemption under the Board's class exemption procedures at 49 CFR 1180.2(d)(7). The notice covered the agreement by The Burlington Northern and Santa Fe Railway

DATES: This exemption is effective on July 17, 1999. Petitions to reopen must be filed by July 7, 1999.

ADDRESSES: An original and 10 copies of all pleadings referring to STB Finance Docket No. 33749 (Sub-No. 1) must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, a copy of all pleadings must be served on petitioner's representative, Joseph D. Anthofer, Esq., 1416 Dodge Street, #830, Omaha, NE 68179.

Company (BNSF) to grant temporary overhead rights to UP over BNSF's rail line known as the Madill Subdivision between Carrollton, TX, BNSF milepost 700.17, and South Joe, TX, BNSF milepost 633.0, a total distance of approximately 67.5 miles. See *Union Pacific Railroad Company—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company*, STB Finance Docket No. 33749 (STB served June 1, 1999). The trackage rights operations under the exemption became effective on May 28, 1999, 7 days after the verified notice was filed, and are subject to standard labor protective conditions. The exemption is scheduled to be consummated on or shortly after June 21, 1999. The trackage rights agreement is scheduled to expire August 28, 1999.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 565-1600. [TDD for the hearing impaired: (202) 565-1695.]

SUPPLEMENTARY INFORMATION:

Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., Suite 210, 1925 K Street, N.W., Washington, DC 20006. Telephone: (202) 289-4357. [Assistance for the hearing impaired is available through TDD services (202) 565-1695.]

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: June 9, 1999.

By the Board, Chairman Morgan, Vice Chairman Clyburn and Commissioner Burkes.

Vernon A. Williams,

Secretary.

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