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ALJ

SERVICE DATE - FEBRUARY 24, 1998

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. 42022

FMC WYOMING CORPORATION AND FMC CORPORATION
V.
UNION PACIFIC RAILROAD COMPANY

Decided February 20, 1998

The following pleadings, filed on the dates indicated, are awaiting disposition. They either seek discovery or resist it.

- December 12, 1997: Defendants' Motion to Compel Production of Documents and information Relating to Plaintiffs' Market Dominance Allegations or, in the Alternative, for an Order Determining Issues Adversely to Plaintiffs or Barring Plaintiffs from Seeking Discovery on Market Dominance Issues
- December 15, 1997: Complainants' Motion to Compel Discovery
- December 18, 1997: Supplemental Memorandum in Support of Defendant's Motion to Compel Production of Documents and Information Relating to Plaintiffs' Market Dominance Allegations
- December 19, 1997: Complainants' Reply to Defendant's Motion to Compel
- December 22, 1997: Defendant's Reply to FMC's Motion to Compel
- December 24, 1997: (1) [Complainants'] Petition for Leave to File a Response to Defendant's Reply to FMC's Motion to Compel
- (2) [Complainants'] Response to UP's Reply to FMC's Motion to Compel
- (3) Defendant's Surreply in Support of Its Motion to Compel

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January 26, 1998: Complainants' Motion to Compel
Discovery

February 10, 1998: Defendant's Reply to FMC's Motion to
Compel

A conference to consider these pleadings and to hear oral argument will be convened at 10:00 a.m., Tuesday, the 17th day of March, 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**