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SEC

SERVICE DATE – DECEMBER 12, 2006

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34931

ALBEMARLE CORPORATION—ALTERNATIVE RAIL SERVICE—
LINE OF THE LOUISIANA AND NORTH WEST RAILROAD COMPANY

Decided: December 11, 2006

On August 18, 2006, Albemarle Corporation (Albemarle) filed petitions under 49 U.S.C. 11123 and 49 CFR part 1146 seeking an emergency service order and authorization for Ouachita Railroad Company to provide alternative rail switching services at Albermarle's plant at Magnolia, AR, by operating over the lines of The Louisiana and North West Railroad Company. By decision served on October 6, 2006, the petitions for an emergency service order and authorization of alternative rail service and for immediate relief were denied.

On October 31, 2006, Albemarle filed a motion to dismiss, requesting that the Board dismiss with prejudice its petitions because the parties have reached a settlement of the issues. Accordingly, the motion to dismiss will be granted, and this proceeding will be discontinued.

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

It is ordered:

1. The petitions for an emergency service order and authorization of alternative rail service and for immediate relief are dismissed with prejudice, and this proceeding is discontinued.

2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary