

the subsequent decision on the merits of the transaction based upon supplemental or further legal argument.

The application and exhibits are available for inspection in the Public Docket Room at the Offices of the Interstate Commerce Commission in Washington, DC. In addition, copies may be obtained upon request from applicants' representatives named above.

Any interested person, including government entities, may participate in the proceeding by submitting written comments. Any person who filed timely written comments shall be considered a party of record if the person's comments so request. In this event, no petition for leave to intervene need be filed.

Consistent with 49 CFR 1180.4(d)(1)(iii), written comments must contain:

(a) The docket number and title of the proceeding;

(b) The name, address, and telephone number of the commenting party and its representative upon whom service shall be made;

(c) The commenting party's position, i.e., whether it supports or opposes the proposed transaction;

(d) A statement of whether the commenting party intends to participate formally in the proceeding or merely comment upon the proposal;

(e) If desired, a request for oral hearing with reasons supporting this request; the request must indicate the disputed material facts that can only be resolved at a hearing; and

(f) A list of all information sought to be discovered from applicant carriers.

Because we have determined that this constitutes a minor transaction, no responsive applications will be permitted. We are adopting applicants' proposed schedule for processing this transaction. The proposed schedule cuts 60 days from the usual 180-day schedule set forth at 49 U.S.C. 11345(d) for processing minor transactions. See 49 CFR 1180.4.

Discovery may begin immediately. We admonish parties to resolve all discovery matters expeditiously and amicably.

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

It is ordered:

1. This application is accepted for consideration as a minor transaction under 49 CFR 1180.2(c). Applicants' alternative petition for a generic finding of cause for a supplemental order under 49 U.S.C. 11351 is denied.

2. The petition of the Unions for handling as a major transaction is

denied, and the petition of BLE for rejection and its alternative motion to dismiss are denied except that supplemental or further argument may be submitted as to the latter.

3. Applicants' request to waive the information requirements of 49 CFR 1180.6 (a)(2)(v) and (a)(5), (6), and (7)(v) is granted with respect to the other specified carriers not directly related to the proposed transaction.

4. The parties shall comply with all provisions stated above.

Decided: January 13, 1995.

By the Commission, Chairman McDonald, Vice Chairman Morgan, and Commissioners Simmons and Owen.

Vernon A. Williams,
Secretary.

[FR Doc. 95-1395 Filed 1-18-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32567]

Central Oregon & Pacific Railroad, Inc.—Lease, Operation, and Acquisition Exemption—Southern Pacific Transportation Company

Central Oregon & Pacific Railroad, Inc. (CORP), a noncarrier, has filed a verified notice under 49 CFR Part 1150, Subpart D—*Exempt Transactions* to lease, acquire and operate certain lines owned by the Southern Pacific Transportation Company (SPT) and to acquire certain incidental trackage rights in connection therewith for a total distance of approximately 446.05 miles in Coos, Douglas, Jackson, Josephine, and Lane Counties, OR and Siskiyou County, CA. The notice filed by CORP erroneously reported the total mileage as 446.37. Counsel for CORP has confirmed that this figure should be 446.05. CORP will (1) lease and operate (a) 23.37 miles of SPT's rail line between milepost 786.500 at or near Coquille, OR and milepost 763.130 at or near Cordes, OR; (b) .250 miles between milepost 644.300 at or near Springfield Junction, OR and milepost 644.020 and between milepost 644.020 and milepost 621.300 on the SPT's Cascade Line; and (c) 79.0 miles between milepost 425.290 at or near Bellview, OR and milepost 346.00 at or near Black Butte, CA; (2) acquire and operate (a) 111.016 miles between milepost 763.13 at or near Cordes, OR and milepost 652.114 at or near Danebo, OR, (b) 218.730 miles between milepost 644.020 at or near Springfield Jct., and milepost 425.290 at or near Bellview, OR to milepost 346.000 and (c) 5.87 miles between milepost 450.5 at or near Tolo, OR and milepost 456.374 at or near White City, OR (White City Branch); and (3) acquire

7.814 miles of incidental trackage rights between milepost 652.114 at or near Danebo, OR and milepost 644.300 at or near Springfield Jct., OR, including access to SPT's Eugene, OR Yard.

The proposed transaction was expected to be consummated on December 31, 1994.

This proceeding is related to *RailTex, Inc.—Continuing in Control Exemption—Central Oregon & Pacific Railroad, Inc.*, Finance Docket No. 32568, wherein RailTex seeks an exemption for its continuance in control of CORP once it acquires or leases rail lines from SPT and becomes a rail carrier.

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to reopen will not stay the exemption's effectiveness. Pleadings must be filed with the Commission and served on Robert L. Calhoun, Sullivan & Worcester, Suite 1000, 1025 Connecticut Ave., N.W., Washington, DC 20036.

Decided: January 13, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,
Secretary.

[FR Doc. 95-1513 Filed 1-18-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32639 and Finance Docket No. 32639 (Sub-No. 1)]

Metro North Commuter Railroad Company—Acquisition Exemption—The Maybrook Line and Metro North Commuter Railroad Company—Exemption—From 49 U.S.C. Subtitle IV

AGENCY: Interstate Commerce Commission.

ACTION: Notice of Exemption.

SUMMARY: Pursuant to 49 U.S.C. 10505, the Interstate Commerce Commission exempts: (1) from the requirements of 49 U.S.C. 11343-11345, the acquisition by Metro North Commuter Railroad Company from Maybrook Properties, Inc., of the Maybrook Line, between milepost 71.2 on the Connecticut/New York State Line and approximately milepost 0.0¹ at Beacon, NY, a distance of 41.1 miles, subject to standard employee protective conditions and (2) Metro North Commuter Railroad

¹ The connecting branches that form the Maybrook Line also retain their original milepost designations used by the former New York Central and New York, New Haven & Hartford, which are milepost 12.8 and milepost 42.9.

Company from the requirements of 49 U.S.C. Subtitle IV.

DATES: The exemption is effective on January 13, 1995. Petitions to reopen must be filed by February 8, 1995.

ADDRESSES: Send pleadings, referring to Finance Docket Nos. 32639 and 32639 (Sub-No. 1), to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Petitioner's representative: John D. Heffner, REA, CROSS & HEFFNER, 1920 N Street, N.W., Washington, D.C. 20036.

FOR FURTHER INFORMATION CONTACT: Beryl Gordon, (202) 927-5612. [TTD for the hearing impaired: (202) 927-5721.]

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call or pick up in person from: Dynamic Concepts, Inc., Room 2229, Interstate Commerce Commission Building, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TTD services, (202) 927-5721.]

Decided: January 12, 1995.

By the Commission, Chairman McDonald, Vice Chairman Morgan, and Commissioners Simmons and Owen.

Vernon A. Williams,
Secretary.

[FR Doc. 95-1290 Filed 1-18-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32568]

RailTex, Inc.—Continuance in Control Exemption—Central Oregon & Pacific Railroad, Inc.

RailTex, Inc. (RailTex), a noncarrier, has filed a verified notice under 49 CFR 1180.2(d)(2) to continue to control Central Oregon & Pacific Railroad, Inc. (CORP), upon the latter's becoming a class III carrier.

CORP has concurrently filed a verified notice of exemption in *Central Oregon & Pacific Railroad, Inc.—Lease, Operation, and Acquisition Exemption—Southern Pacific Transportation Company*, Finance Docket No. 32567, for CORP's lease, acquisition, and operation of 446.05 miles of rail line owned by Southern Pacific Transportation Company, between specified points in Coos, Douglas, Jackson, Josephine, and Lane Counties, OR and Siskiyou County, CA. The proposed transaction was expected to be consummated on December 31, 1994.

RailTex currently controls 14 class III railroads: New England Central Railroad; Chesapeake & Albemarle Railroad Company, Inc.; Indiana Southern Railroad, Inc.; North Carolina & Virginia Railroad Company, Inc.; Mid-Michigan Railroad, Inc.; Missouri & Northern Arkansas Railroad Company, Inc.; Austin & Northwestern Railroad Company, Inc.; South Carolina Central Railroad Company, Inc.; Dallas, Garland & Northeastern Railroad, Inc.; San Diego & Imperial Valley Railroad Company, Inc.; New Orleans Lower Coast Railroad Company, Inc.; Michigan Shore Railroad Company, Inc.; Salt Lake City Southern Railroad Company, Inc.; and Grand Rapids Eastern Railroad, Inc. RailTex also controls two Canadian rail carriers.

This continuance in control transaction is exempt from the prior approval requirements of 49 U.S.C. 11343 under 49 CFR 1180.2(d)(2) because: (1) CORP does not connect with any other railroad in the corporate family; (2) the continuance in control is not a part of a series of anticipated transactions that would connect CORP with any other railroad in its corporate family; and (3) the transaction does not involve a class I carrier.

As a condition to use of this exemption, any employees affected by the transaction must be protected by the conditions set forth in *New York Dock Ry.—Control—Brooklyn Eastern Dist.*, 360 I.C.C. 60 (1979).

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10505(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the exemption's effectiveness. Pleadings must be filed with the Commission and served on: Robert L. Calhoun, Sullivan & Worcester, Suite 1000, 1025 Connecticut Ave., N.W., Washington, DC 20036.

Decided: January 13, 1995.

By the Commission, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams,
Secretary.

[FR Doc. 95-1512 Filed 1-18-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Information Collections Under Review

The Office of Management and Budget (OMB) has been sent the following collection(s) of information proposals for review under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35) and the Paperwork

Reduction Reauthorization Act since the last list was published. Entries are grouped into submission categories, with each entry containing the following information:

- (1) The title of the form/collection;
- (2) The agency form number, if any, and the applicable component of the Department sponsoring the collection.
- (3) Who will be asked or required to respond, as well as a brief abstract;
- (4) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond;
- (5) An estimate of the total public burden (in hours) associated with the collection; and,
- (6) An indication as to whether section 3504(h) of Pub. L. 96-511 applies.

Comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time, should be directed to the OMB reviewer, Mr. Jeff Hill on (202) 395-7340 and to the Department of Justice's Clearance Officer, Mr. Robert B. Briggs, on (202) 514-4319. If you anticipate commenting on a form/collection, but find that time to prepare such comments will prevent you from prompt submission, you should notify the OMB reviewer and the Department of Justice Clearance Officer of your intent as soon as possible. Written comments regarding the burden estimate or any other aspect of the collection may be submitted to Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503, and to Mr. Robert B. Briggs, Department of Justice Clearance Officer, Systems Policy Staff/Information Resources Management/Justice Management Division Suite 850, WCTR, Washington, DC 20530.

Extension of a Currently Approved Collection

- (1) Records and Reports of Registrants: Changes in Record Requirements for Individual Practitioners.
- (2) Drug Enforcement Administration.
- (3) Primary = Individuals or households, Others = Business or other for-profit. The information is needed to maintain a closed system of records by requiring the individual practitioner to keep records of (1) complimentary samples of controlled substances dispensed to patients and (2) narcotic and nonnarcotic controlled substances which are both administered and dispensed to patients.
- (4) 100,500 annual respondents at .5 hours per response.