

## Research and Special Programs Administration

### Office of Hazardous Materials Safety; Notice of Applications for Modification of Exemptions or Applications To Become a Party to an Exemption

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** List of Applications for modification of exemptions or application to become a party to an exemption; Correction.

**SUMMARY:** Notice of Application No. 11588-P Med Compliance Service, Inc. of Texas that appeared at page 11678 of the Federal Register for March 21, 1996, should have appeared 11588-P Med Compliance Services, Inc. of New Mexico.

J. Suzanne Hedgepeth,  
*Director, Office of Hazardous Materials, Exemptions and Appeals.*

[FR Doc. 96-7644 Filed 3-28-96; 8:45 am]

**BILLING CODE 4910-60-M**

## Surface Transportation Board<sup>1</sup>

[Ex Parte No. 462]

### Exemption of Demurrage From Regulation

**AGENCY:** Surface Transportation Board.

**ACTION:** Withdrawal of antitrust immunity.

**SUMMARY:** Pursuant to a notice of proposed rulemaking, served April 21, 1992, the Board is withdrawing antitrust immunity for the collective consideration of demurrage charges. The Board concludes that this action constitutes the best means to achieve the goals of the ICC Termination Act of 1995 and the Staggers Rail Act of 1980 (Pub. L. No. 96-448, 94 Stat. 1895) as they concern demurrage, while safeguarding the interests of shippers and receivers subject to market dominant carriers. Two alternative

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (the Act), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve functions retained by the Act. This decision relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10702 and 10746. Therefore, this decision generally applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.

proposals suggested by the ICC are not being adopted.

**DATES:** This decision is effective on April 28, 1996.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721.]

#### **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., Room 2229, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: (202) 289-4357. [Assistance for the hearing impaired is available through TDD services (202) 927-5721.]

Authority: 49 U.S.C. 10706.

Decided: March 20, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owen.

Vernon A. Williams,

*Secretary.*

[FR Doc. 96-7709 Filed 3-28-96; 8:45 am]

**BILLING CODE 4915-00-P**

## Surface Transportation Board<sup>1</sup>

[Finance Docket No. 32813]

### H. Peter Claussen and Linda C. Claussen—Continuance in Control Exemption—Live Oak, Perry & Georgia Railroad Company, Inc.

**AGENCY:** Surface Transportation Board.

**ACTION:** Notice of exemption.

**SUMMARY:** Under 49 U.S.C. 10505, the Board exempts from the prior approval requirements of 49 U.S.C. 11343, *et seq.*, the continuance in control by H. Peter Claussen and Linda C. Claussen of the Live Oak, Perry & Georgia Railroad Company, Inc., subject to standard labor protective conditions.

**DATES:** This exemption will be effective on April 28, 1996. Petitions to stay must be filed April 8, 1996. Petitions to reopen must be filed by April 18, 1996.

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (the Act), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve functions retained by the Act. This notice relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10903. Therefore, this notice applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.

**ADDRESSES:** Send pleadings, referring to Finance Docket No. 32813 to: (1) Office of the Secretary, Case Control Branch, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, DC 20423; and (2) Mark H. Sidman, 1350 New York Avenue, N.W., Suite 800, Washington, DC 20005.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar, (202) 927-5660. [TDD for the hearing impaired: (202) 927-5721].

#### **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., Room 2229, 1201 Constitution Avenue, N.W., Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD services at (202) 927-5721].

Decided: March 13, 1996.

By the Board, Chairman Morgan, Vice Chairman Simmons, and Commissioner Owen.

Vernon A. Williams,

*Secretary.*

[FR Doc. 96-7708 Filed 3-28-96; 8:45 am]

**BILLING CODE 4915-00-P**

## Surface Transportation Board<sup>1</sup>

[Docket No. AB-33 (Sub-No. 90X)]

### Union Pacific Railroad Company—Abandonment Exemption—in Sutter County, CA (Yuba City Branch)

**AGENCY:** Surface Transportation Board, DOT.

**ACTION:** Notice of exemption and Interim Trail Use or Abandonment.

**SUMMARY:** The Board, under 49 U.S.C. 10505, exempts from the prior approval requirements of 49 U.S.C. 10903-04 the abandonment by Union Pacific Railroad Company (UP) of a 5.20-mile portion of its Yuba City Branch extending from

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (the Act), which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission (ICC) and transferred certain functions and proceedings to the Surface Transportation Board (Board). Section 204(b)(1) of the Act provides, in general, that proceedings pending before the ICC on the effective date of that legislation shall be decided under the law in effect prior to January 1, 1996, insofar as they involve functions retained by the Act. This notice relates to a proceeding that was pending with the ICC prior to January 1, 1996, and to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 10903. Therefore, this notice applies the law in effect prior to the Act, and citations are to the former sections of the statute, unless otherwise indicated.