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SEC

SERVICE DATE – JUNE 30, 2008

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 35106

UNITED STATES DEPARTMENT OF ENERGY—RAIL CONSTRUCTION AND
OPERATION—CALIENTE RAIL LINE IN LINCOLN, NYE, AND ESMERALDA
COUNTIES, NV

Decided: June 27, 2008

On May 30, 2008, a Notice to the Parties was served in this proceeding. The service list was attached to the Notice. The Notice directed that corrections to the service list must be filed in writing with the Surface Transportation Board (Board) by June 6, 2008. The Board received two timely requests for additions and corrections, which were incorporated in the final service list served on June 13, 2008.

On June 17, 2008, the Board received a late-filed notice of intent to participate, from David A. Hirsh, counsel for Nuclear Energy Institute (NEI). The filing requested that Mr. Hirsh replace Michael A. Bauser as Party of Record for NEI and that Mr. Bauser be designated as a Non-Party. Because no party will be prejudiced by the late filing of this notice of intent to participate, the Board will accept the late-filed notice and incorporate the modifications requested.

The final service list is further modified to incorporate the additional changes as reflected in the Appendix attached to this decision. All future filings must have a certificate of service indicating that all Parties of Record have been properly served with a copy of the filing.

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

It is ordered:

1. The final service list is modified to include the additional changes shown in the Appendix attached to this decision.

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

By the Board, Anne K. Quinlan, Acting Secretary.

Anne K. Quinlan
Acting Secretary

APPENDIX

Please make the following corrections to the service list decision served on May 30, 2008.

THE FOLLOWING NAME IS **ADDED** TO THE SERVICE LIST AS **PARTY OF RECORD**:

PARTY OF RECORD

David A. Hirsh
Harkins Cummingham LLP
1700 K Street, N.W., Suite 400
Washington, DC 20006

Represents: Nuclear Energy Institute

THE FOLLOWING NAME SHOULD BE CHANGED ON THE SERVICE LIST TO A **NON-PARTY**:

NON-PARTY

Michael A. Bauser
Nuclear Energy Institute
1776 I Street, N.W.
Washington, DC 20006