

INTERSTATE COMMERCE COMMISSION

[Finance Docket No. 32694]

A. & R. Line, Inc.—Acquisition Exemption—Winamac Southern Railway Company

A. & R. Line, Inc. (A&R), a noncarrier, has filed a notice of exemption to acquire approximately 27.4 miles of rail line owned by Winamac Southern Railway Company (WSR), extending southeasterly from milepost 25.7 at Winamac, IN, to milepost 5.0 at Kenneth, IN, and thence eastwardly to milepost 74.5 at Logansport, IN.¹ WSR will continue to operate the property as a common carrier; A&R will acquire the residual common carrier obligation. The exemption became effective on April 27, 1995. Any comments must be filed with the Commission and served on: Richard H. Streeter, Barnes & Thornburg, 1401 Eye St., N.W., Suite 500, Washington, DC 20005.

This notice is filed under 49 CFR 1150.31. If the 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 transaction.

Decided: June 27, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-16467 Filed 7-5-95; 8:45 am]

BILLING CODE 7035-01-P

[Finance Docket No. 32693]

Daniel R. Frick—Continuance in Control Exemption—J.K. Line, Inc., Winamac Southern Railway Company, and A. & R. Line, Inc.

Daniel R. Frick (Frick), a noncarrier individual, has filed a notice of exemption to continue in control of A. & R. Line, Inc. (A&R), upon A&R becoming a class III rail carrier.

A&R, a noncarrier, has concurrently filed a notice of exemption in *A. & R. Line, Inc.—Acquisition Exemption—Winamac Southern Railway Company,*

¹ In a related notice of exemption, filed April 20, 1995, and supplemented May 5, 1995, June 5, 1995, and June 23, 1995, Daniel R. Frick seeks to continue to control A&R when it becomes a class III rail carrier. *Daniel R. Frick—Continuance in Control Exemption—J.K. Line, Inc., Winamac Southern Railway Company, and A. & R. Line, Inc.,* Finance Docket No. 32693. Publication of the instant notice was deferred pending filing of clarifying supplemental information in Finance Docket No. 32693.

Finance Docket No. 32694, to acquire approximately 27.4 miles of rail line owned by Winamac Southern Railway Company (WSR) extending south-easterly from milepost 25.7 at Winamac, IN, to milepost 5.0 at Kenneth, IN, and thence eastwardly to milepost 74.5 at Logansport, IN. WSR will continue to operate the line as a common carrier, and A&R will acquire the residual common carrier obligation. The exemption became effective on April 27, 1995.

Frick owns and controls J.K. Line, Inc. (JK), a nonconnecting class III rail carrier operating in Indiana. Frick also controls WSR, a contiguous carrier. However, in a third supplement to the notice of exemption filed June 23, 1995, Frick states that prior to consummating the transaction in Finance Docket No. 32694, he will sell his majority interest in WSR to shareholders of Central Properties, Inc. Thus, upon consummating this transaction, Frick states that he will not control WSR but will be reduced to a minority shareholder.

Frick states that: (1) the line acquired by A&R does not connect with the lines operated by JK; (2) the continuance in control is not a part of a series of anticipated transactions that would connect the railroads with each other or with any railroad in the corporate family; and (3) the transaction does not involve a class I carrier. Therefore, the transaction is exempt from the prior approval requirements of 49 U.S.C. 11343. See 49 CFR 1180.2(d)(2).

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

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 transaction. Pleadings must be filed with the Commission and served on: Richard H. Streeter, Barnes & Thornburg, 1401 Eye St., N.W., Suite 500, Washington, DC 20005.

Decided: June 27, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-16468 Filed 7-5-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Manufacturer of Controlled Substances; Notice of Application

Pursuant to Section 1301.43(a) of Title 21 of the Code of Federal Regulations (CFR), this is notice that on April 14, 1995, Celgene Corporation, 7 Powder Horn Drive, Warren, New Jersey 07059, made written request to the Drug Enforcement Administration (DEA) for registration as a bulk manufacturer of the Schedule II controlled substance Amphetamine (1100).

The firm plans to manufacture Amphetamine for distribution of the bulk active substance to its customers.

Any other such applicant and any person who is presently registered with DEA to manufacture such substances may file comments or objections to the issuance of the above application and may also file a written request for a hearing thereon in accordance with 21 CFR 1301.54 and in the form prescribed by 21 CFR 1316.47.

Any such comments, objections, or requests for a hearing may be addressed to the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, United States Department of Justice, Washington, DC, Attention: DEA Federal Register Representative (CCR), and must be filed no later than August 7, 1995.

Dated: June 29, 1995.

Gene R. Haislip,

Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration.

[FR Doc. 95-16621 Filed 7-5-95; 8:45 am]

BILLING CODE 4410-09-M

Manufacturer of Controlled Substances; Notice of Application

Pursuant to Section 1301.43(a) of Title 21 of the Code of Federal Regulations (CFR), this is notice that on March 17, 1995, Penick Corporation, 158 Mount Olivet Avenue, Newark, New Jersey 07114, made application to the Drug Enforcement Administration (DEA) for registration as a bulk manufacturer of the basic classes of controlled substances listed below:

Drug	Schedule
Tetrahydrocannabinols (7370)	I
Dihydromorphine (9145)	I
Pholcodine (9314)	I
Cocaine (9041)	II
Codeine (9050)	II
Dihydrocodeine (9120)	II