

TX, and MP 245.4 at Hutchinson, KS, and between MP 245.4 at Hutchinson, KS, and MP 89.0 at Topeka, KS, with (a) the right to serve all industries served by SP Lines within the Liberal and McPherson, KS, and Hooker and Guymon, OK, switching districts of SP Lines, (b) the right to connect with Santa Fe's line of railroad at Vaughn, NM, Stratford, TX, and Hutchinson, KS, (c) the right to connect with Burlington Northern Railroad's (BN) line of railroad at Dalhart, TX, and (d) the right to interchange with all carriers at El Paso, TX, and Hutchinson, KS.

These trackage rights have been granted pursuant to a settlement agreement dated April 13, 1995, which was entered into by SP Lines, on the one side, and by BN and Santa Fe, on the other side, in connection with the Finance Docket No. 32549 proceeding. See *Burlington Northern Inc. and Burlington Northern Railroad Company—Control and Merger—Santa Fe Pacific Corporation and The Atchison, Topeka and Santa Fe Railway Company*, Finance Docket No. 32549 (ICC served Aug. 23, 1995) (BN/Santa Fe).

The settlement agreement provides that the various rights granted therein will be effective upon consummation of common control of BN and Santa Fe, which can occur no earlier than September 22, 1995. See *BN/Santa Fe*, slip op. at 117.

This notice is filed under 49 CFR 1180.2(d)(7). 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 stay the transaction. Pleadings must be filed with the Commission and served on: Michael A. Smith, 1700 E. Golf Road, Schaumburg, IL 60173-5860.

As a condition to use of this exemption, any employees adversely affected by the trackage rights will be protected pursuant to *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

Decided: September 14, 1995.

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

Vernon A. Williams,
Secretary.

[FR Doc. 95-23817 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

[Docket No. AB-362 (Sub-No. 2X)]¹

Texas and Oklahoma R.R. Company—Abandonment Exemption—Between The Oklahoma-Texas State Line And Orient Junction (Sweetwater), TX

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission exempts from the prior approval requirements of 49 U.S.C. 10903-04 the Texas and Oklahoma R.R. Company's abandonment of a 156.49-mile segment of the North Orient Rail Line extending from milepost 480.19 located at the Oklahoma-Texas State line to milepost 636.68 at Orient Junction, near Sweetwater, TX. This exemption is granted subject to historic, environmental, public use, trail use, and standard labor protection conditions.

DATES: The exemption will be effective on October 26, 1995, unless a formal expression of intent to file an offer of financial assistance is filed. Formal expressions of intent to file an offer of financial assistance under 49 CFR 1152.27(c)(2)² must be filed by October 6, 1995; petitions to stay must be filed by October 6, 1995; requests for public use conditions must be filed by October 16, 1995; and petitions to reopen must be filed by October 16, 1995.

ADDRESSES: Send pleadings referring to Docket No. AB-362 (Sub-No. 2X) 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: Richard H. Streeter, Franklin Tower, Suite 500, 1401 Eye Street, N.W., 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 Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., Interstate Commerce Commission Building, 1201

¹ This proceeding embraces *Texas and Oklahoma R.R. Co.—Abandonment Exemption—in Foard and Wilbarger Counties, TX*, Docket No. AB-362 (Sub-No. 3X) (59 FR 44157 (1994)). The effective date of that notice of exemption was stayed pending the disposition of this proceeding. The entire line segment that is the subject of Docket No. AB-362 (Sub-No. 3X) is included in the line that has been authorized for abandonment here. Therefore, the notice of exemption filed in AB-362 (Sub-No. 3X) has become moot and has been dismissed.

² See *Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C.2d 164 (1987).

Constitution Avenue, NW., Room 2229, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD service (202) 927-5721.]

Decided: September 18, 1995.

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

Vernon A. Williams,

Secretary.

[FR Doc. 95-23901 Filed 9-25-95; 8:45 am]

BILLING CODE 7035-01-P

DEPARTMENT OF JUSTICE

Antitrust Division

[Civil No. 64-CIV. 3121]

U.S. v. Gestetner Corporation

Take notice that Gestetner Corporation, defendant in this action, has filed a motion for an Order terminating the Final Judgment which was entered on September 9, 1968, in this antitrust action. The United States of America ("Government") has consented to the entry of such an Order, but has reserved the right to withdraw its consent for at least seventy (70) days after the publication of this notice.

The Complaint in this case was filed on October 14, 1964, and charged Gestetner with conspiring with independent Gestetner dealers to restrain trade in stencil duplicating machines, related machines and parts, and accessories and supplies for such machines in violation of Section 1 of the Sherman Act, 15 U.S.C. § 1. More specifically, the complaint alleged that Gestetner required each of its dealers to sell Gestetner products only in territories, and to customers, allocated to it; that Gestetner required each dealer to sell its products at prices and terms and conditions of sale fixed by the defendant; and that Gestetner prevented its dealers from competing for sales to the United States Government or to any other specific customers designated by Gestetner as "National Accounts", and from leasing Gestetner's machines without its permission. The complaint further alleged that Gestetner enforced these restrictions by cutting off the supply of products to, or reducing the sales territory of, any dealer who failed to be governed by the restrictions.

The Final Judgment prohibited Gestetner from imposing various vertical territorial or customer restraints on dealers that sell its stencil duplicating machines, electronic scanning machines, and any related machines and parts, and accessories and