

Dated: August 10, 2007.

Nicole R. Nason,

Administrator.

[FR Doc. 07-4022 Filed 8-15-07; 8:54 am]

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Finance Docket No. 35067]

Norfolk Southern Railway Company— Trackage Rights Exemption— Commonwealth Railway Incorporated

Pursuant to a written trackage rights agreement, Commonwealth Railway Incorporated (CWRV) has agreed to grant non-exclusive overhead trackage rights to Norfolk Southern Railway Company (NSR) over CWRV's rail line extending between milepost F-9.90 near Churchland, VA, and milepost F-16.50 near Suffolk, VA, a distance of approximately 6.60 miles.¹

CWRV indicates that the transaction is scheduled to be consummated on the later of September 3, 2007, or the effective date of the exemption. Because this notice was filed on August 6, 2007, the earliest the transaction could be consummated is September 5, 2007 (30 days after the exemption was filed).

The purpose of the trackage rights is to allow the parties to achieve operating economies and provide improved service on the line through NSR's operation of its trains, locomotives, cars and equipment with its own crews, in its own account, to access CWRV's Marshalling Yard and related main line trackage for the purpose of interchange of railcars between NSR and CWRV. NSR will not perform any local freight service on the line. CWRV currently leases the line from NSR.²

¹ A redacted draft version of the trackage rights agreement between CWRV and NSR was filed with the notice of exemption. The full draft version was concurrently filed under seal along with a motion for protective order, which will be addressed in a separate decision. As required by 49 CFR 1180.6(a)(7)(ii), the parties must file a copy of the executed agreement within 10 days of the date the agreement is executed.

² See *Commonwealth Railway Incorporated—Lease, Operation, and Acquisition Exemption—Rail Lines in Portsmouth, Chesapeake, and Suffolk, VA,*

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *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).

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. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the effectiveness of the exemption. Stay petitions must be filed by August 29, 2007 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 35067, must be filed with the Surface Transportation Board, 395 E Street, SW., Washington, DC 20423-0001. In addition, a copy of each pleading must be served on James R. Paschall, Senior General Attorney, Norfolk Southern Railway Company, Three Commercial Place, Norfolk, VA 23510.

Board decisions and notices are available on our Web site at <http://www.stb.dot.gov>.

Decided: August 10, 2007.

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

Vernon A. Williams,
Secretary.

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Finance Docket No. 31528 (ICC served Sept. 8, 1989). But in *Commonwealth Railway Incorporated—Acquisition and Operation Exemption—Norfolk Southern Railway Company*, STB Finance Docket No. 34954 (STB served Dec. 21, 2006), CWRV was authorized to acquire and operate approximately 12.5 miles of rail line owned by NSR between milepost F-4.0 and milepost F-16.5 near Portsmouth, VA, and CWRV agreed to grant NSR and CSX Transportation, Inc. trackage rights over a portion of the line between milepost F-16.5 and milepost F-9.9 to allow each connecting carrier equal access to CWRV and the rail line. According to NSR, the parties have not yet consummated the sale transaction, but contemplate that the trackage rights that are the subject of this notice will be effective regardless of whether CWRV is the lessee/operator or the owner/operator of the line.

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Open Meeting of the Area 5 Committee of the Taxpayer Advocacy Panel (Including the States of Iowa, Kansas, Minnesota, Missouri, Nebraska, Oklahoma, and Texas)

AGENCY: Internal Revenue Service (IRS),
Treasury.

ACTION: Notice of meeting.

SUMMARY: An open meeting of the Area 5 Committee of the Taxpayer Advocacy Panel will be conducted. The Taxpayer Advocacy Panel is soliciting public comment, ideas, and suggestions on improving customer service at the Internal Revenue Service.

DATES: The meeting will be held Tuesday, September 11, 2007, at 9:30 a.m. Central Time.

FOR FURTHER INFORMATION CONTACT:
Mary Ann Delzer at 1-888-912-1227, or
(414) 231-2360.

SUPPLEMENTARY INFORMATION: Notice is hereby given pursuant to section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. (1988) that a meeting of the Area 5 Taxpayer Advocacy Panel will be held Tuesday, September 11, 2007, at 9:30 a.m. Central Time via a telephone conference call. You can submit written comments to the Panel by faxing to (414) 231-2363, or by mail to Taxpayer Advocacy Panel, Stop1006MIL, 211 West Wisconsin Avenue, Milwaukee, WI 53203-2221, or you can contact us at <http://www.improveirs.org>. Please contact Mary Ann Delzer at 1-888-912-1227 or (414) 231-2360 for additional dial-in information.

The agenda will include the following: Various IRS issues.

Dated: August 13, 2007.

John Fay,

Acting Director, Taxpayer Advocacy Panel.

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