

## DEPARTMENT OF TRANSPORTATION

## Surface Transportation Board

[Docket No. FD 35818]

**Dakota, Minnesota & Eastern Railroad Corporation—Trackage Rights Exemption—Rapid City, Pierre & Eastern Railroad, Inc.**

Rapid City, Pierre & Eastern Railroad, Inc. (RCP&E), pursuant to a written trackage rights agreement, has agreed to grant overhead trackage rights to Dakota, Minnesota & Eastern Railroad Corporation d/b/a Canadian Pacific (DM&E)<sup>1</sup> between milepost 231.5+/- near Tracy, Minn., and milepost 378.4+/- near Wolsey, S.D., a distance of approximately 146.9 miles.<sup>2</sup>

Recently, RCP&E received authority to acquire from DM&E and to operate 670 miles of rail lines. See *Rapid City, Pierre & E.R.R.—Acquis. and Oper. Exemption Including Interchange Commitment—Dakota, Minn. & E.R.R.*, FD 35799 (STB served Mar. 27, 2014).<sup>3</sup> The purpose of this verified notice of exemption is to allow DM&E: (1) To continue to handle overhead grain trains in conjunction with BNSF Railway Company (BNSF) that are currently operating between Florence, Minn., and points on DM&E beyond Tracy; and (2) to handle non-revenue ballast trains, including the right to interchange those trains with BNSF or other carriers at Wolsey.

This transaction is proposed to be consummated on or after May 25, 2014, the effective date of the exemption (30 days after the exemption was filed), and after the consummation of the acquisition of the lines by RCP&E in Docket No. FD 35799.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk & Western Railway—Trackage Rights—Burlington Northern, Inc.*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Railway—Lease & Operate—California Western Railroad*, 360 I.C.C. 653 (1980).

<sup>1</sup>In *Canadian Pacific Railway—Control—Dakota, Minnesota & Eastern Railroad*, FD 35081 (STB served Sept. 30, 2008), the Board approved an application allowing Canadian Pacific Railway Company to acquire indirect control of DM&E and DM&E's wholly owned rail subsidiary, Iowa, Chicago & Eastern Railroad Corporation.

<sup>2</sup>A redacted and unexecuted trackage rights agreement between RCP&E and DM&E was filed with the notice of exemption. An unredacted version was filed under seal along with a motion for protective order, which will be addressed in a separate decision.

<sup>3</sup>Recently, the Board received petitions seeking to revoke this exemption. The Board will address the petitions to revoke the exemption in a subsequent decision.

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. Petitions for stay must be filed by May 16, 2014 (at least 7 days before the exemption becomes effective).

An original and 10 copies of all pleadings, referring to Docket No. FD 35818, 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 W. Karl Hansen, Stinson Leonard Street LLP, 150 South Fifth Street, Suite 2300, Minneapolis, MN 55402.

Board decisions and notices are available on our Web site at "[www.stb.dot.gov](http://www.stb.dot.gov)."

Decided: May 6, 2014.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

**Jeffrey Herzig,**  
Clearance Clerk.

[FR Doc. 2014-10714 Filed 5-8-14; 8:45 am]

**BILLING CODE 4915-01-P**

## DEPARTMENT OF THE TREASURY

## Office of Foreign Assets Control

**Actions Taken Pursuant to Executive Order 13382**

**AGENCY:** Office of Foreign Assets Control, Treasury Department.

**ACTION:** Notice.

**SUMMARY:** The Treasury Department's Office of Foreign Assets Control ("OFAC") is publishing on OFAC's list of Specially Designated Nationals and Blocked Persons ("SDN List") the names of eight entities, whose property and interests in property are blocked pursuant to Executive Order 13382 of June 28, 2005, "Blocking Property of Weapons of Mass Destruction Proliferators and Their Supporters." The designations by the Acting Director of OFAC, pursuant to Executive Order 13382, were effective on April 29, 2014. **DATES:** The designations by the Acting Director of OFAC, pursuant to Executive Order 13382, were effective on April 29, 2014.

**FOR FURTHER INFORMATION CONTACT:** Assistant Director, Compliance Outreach & Implementation, Office of Foreign Assets Control, Department of the Treasury, Washington, DC 20220, Tel.: 202/622-2490.

## SUPPLEMENTARY INFORMATION:

**Electronic and Facsimile Availability**

This document and additional information concerning OFAC are available from OFAC's Web site ([www.treasury.gov/ofac](http://www.treasury.gov/ofac)) or via facsimile through a 24-hour fax-on-demand service, Tel.: 202/622-0077.

**Background**

On June 28, 2005, the President, invoking the authority, *inter alia*, of the International Emergency Economic Powers Act (50 U.S.C. 1701-1706) ("IEEPA"), issued Executive Order 13382 (70 FR 38567, July 1, 2005) (the "Order"), effective at 12:01 a.m. eastern daylight time on June 29, 2005. In the Order, the President took additional steps with respect to the national emergency described and declared in Executive Order 12938 of November 14, 1994, regarding the proliferation of weapons of mass destruction and the means of delivering them.

Section 1 of the Order blocks, with certain exceptions, all property and interests in property that are in the United States, or that hereafter come within the United States or that are or hereafter come within the possession or control of United States persons, of: (1) The persons listed in the Annex to the Order; (2) any foreign person determined by the Secretary of State, in consultation with the Secretary of the Treasury, the Attorney General, and other relevant agencies, to have engaged, or attempted to engage, in activities or transactions that have materially contributed to, or pose a risk of materially contributing to, the proliferation of weapons of mass destruction or their means of delivery (including missiles capable of delivering such weapons), including any efforts to manufacture, acquire, possess, develop, transport, transfer or use such items, by any person or foreign country of proliferation concern; (3) any person determined by the Secretary of the Treasury, in consultation with the Secretary of State, the Attorney General, and other relevant agencies, to have provided, or attempted to provide, financial, material, technological or other support for, or goods or services in support of, any activity or transaction described in clause (2) above or any person whose property and interests in property are blocked pursuant to the Order; and (4) any person determined by the Secretary of the Treasury, in consultation with the Secretary of State, the Attorney General, and other relevant agencies, to be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any