

Issued in Washington, D.C., on August 18, 2000.

**Herman L. Simms,**

*Associate Administrator for Administration.*

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

[RSPA-98-4470]

#### Pipeline Safety: Meeting of the Hazardous Liquid Pipeline Safety Advisory Committee

**AGENCY:** Research and Special Programs Administration, DOT.

**ACTION:** Notice of Hazardous Liquid Advisory Committee Telephone Conference Meetings; Correction.

**SUMMARY:** This document corrects a notice published August 3, 2000 (65 FR 47821) announcing the September 11, 2000, Hazardous Liquid Pipeline Safety Advisory Committee meeting. The notice did not explain how the public could remotely participate in the meeting.

**FOR FURTHER INFORMATION CONTACT:** Cheryl Whetsel, OPS, (202) 366-4431 or Richard Huriaux, OPS, (202) 366-4565.

#### Correction

The public may remotely participate by registering with Juan Carlos Martinez, (202) 366-1933, no later than September 1, 2000. The Office of Pipeline Safety will contact all registered individuals prior to the meeting to notify them of the conference call number.

Issued in Washington, DC on August 17, 2000.

**Stacey L. Gerard,**

*Associate Administrator for Pipeline Safety.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 33862]

#### Public Service Company of Colorado—Construction Exemption—Pueblo County, CO

**AGENCY:** Surface Transportation Board.

**ACTION:** Notice of Exemption.

**SUMMARY:** Under 49 U.S.C. 10502, the Board conditionally exempts from the prior approval requirements of 49 U.S.C.

10901 the construction by Public Service Company of Colorado (PSCo) of a line of railroad, approximately 1,500 feet in length, in Pueblo County, CO.<sup>1</sup>

**DATES:** The exemption will not become effective until the environmental review process is completed. Once that process is completed, the Board will issue a further decision addressing the environmental matters and making the exemption effective at that time, if appropriate, thereby allowing construction to begin. Petitions to reopen must be filed by September 12, 2000.

**ADDRESSES:** Send pleadings, referring to STB Finance Docket No. 33862, to: (1) Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW., Washington, DC 20423-0001; and (2) Thomas W. Wilcox, 1920 N Street, NW., Washington, DC 20036.

**FOR FURTHER INFORMATION CONTACT:** Beryl Gordon, (202) 565-1600. [TDD for the hearing impaired: 1-800-877-8339.]

**SUPPLEMENTARY INFORMATION:** Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Da-To-Da Office Solutions, Room 405, 1925 K Street, NW., Washington, DC 20006. Telephone: (202) 466-5530. [TDD for the hearing impaired: 1-800-877-8339.]

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: August 16, 2000.

By the Board, Chairman Morgan, Vice Chairman Burkes, and Commissioner Clyburn.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 00-21509 Filed 8-22-00; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 33908]

#### Arkansas Midland Railroad Company—Lease and Operation Exemption—Union Pacific Railroad Company

Arkansas Midland Railroad Company (AKMD), a Class III rail carrier, has filed a verified notice of exemption under 49 CFR 1150.41 to lease and operate

<sup>1</sup> On May 19, 2000, PSCo filed a petition under 49 U.S.C. 10901(d) to require BNSF to allow PSCo's proposed construction to cross BNSF's track. The proceeding is docketed as STB Finance Docket No. 33862 (Sub-No. 1), *Public Service Company of Colorado—Petition For Crossing Authority Pursuant to 49 U.S.C. 10901(d)*. The crossing proceeding remains pending.

pursuant to an agreement entered into with the Union Pacific Railroad Company (UP), approximately 7.42 miles of UP's rail lines in North Little Rock, AR, as follows: (1) A portion of the Carlisle Industrial Lead from UP's milepost 130.33 to the end of the line at UP's milepost 131.38, including side tracks appurtenant thereto, and (2) from UP's milepost 292.00 to UP's milepost 297.93, including side tracks appurtenant thereto, connecting with UP's mainline in North Little Rock Yard near milepost 343.40. AKMD certifies that its projected revenues as a result of this transaction will not result in the creation of a Class II or Class I rail carrier.

The transaction was scheduled to be consummated on or after August 11, 2000.

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 transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33908, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on Joseph D. Anthofer, 8041 Manderson Circle, Omaha, NE 68134.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: August 15, 2000.

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

**Vernon A. Williams,**

*Secretary.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Docket No. AB-571 (Sub-No. 1X)]

#### Strouds Creek and Muddlety Railroad—Abandonment Exemption—in Webster and Nicholas Counties, WV

Strouds Creek and Muddlety Railroad (SC&M) has filed a notice of exemption under 49 CFR 1152 Subpart F—*Exempt Abandonments* to abandon an approximately 12.4-mile line of railroad between milepost BUE-0.0 at Allingdale and milepost BUE-12.4 at Muddlety Falls, in Webster and Nicholas Counties,

WV.<sup>1</sup> The line traverses United States Postal Service Zip Codes 26205, 26208, 26691 and 26651.<sup>2</sup>

SC&M has certified that: (1) no local traffic has moved over the line for at least 2 years; (2) there is no overhead traffic on the line; (3) no formal complaint filed by a user of rail service on the line (or by a state or local government entity acting on behalf of such user) regarding cessation of service over the line either is pending with the Surface Transportation Board (Board) or with any U.S. District Court or has been decided in favor of complainant within the 2-year period; and (4) the requirements at 49 CFR 1105.7 (environmental reports), 49 CFR 1105.8 (historic reports), 49 CFR 1105.11 (transmittal letter), 49 CFR 1105.12 (newspaper publication), and 49 CFR 1152.50(d)(1) (notice to governmental agencies) have been met.

As a condition to this exemption, any employee adversely affected by the abandonment shall be protected under *Oregon Short Line R. Co.*—

*Abandonment—Goshen*, 360 I.C.C. 91 (1979). To address whether this condition adequately protects affected employees, a petition for partial revocation under 49 U.S.C. 10502(d) must be filed. Provided no formal expression of intent to file an offer of financial assistance (OFA) has been received, this exemption will be effective on September 22, 2000, unless stayed pending reconsideration. Petitions to stay that do not involve environmental issues,<sup>3</sup> formal

expressions of intent to file an OFA under 49 CFR 1152.27(c)(2),<sup>4</sup> and trail use/rail banking requests under 49 CFR 1152.29 must be filed by September 5, 2000. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by September 12, 2000, with: Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, N.W., Washington, DC 20423.

A copy of any petition filed with the Board should be sent to applicant's representative: Francis G. McKenna, Anderson & Pendleton, C.A., Inc., 206 North Washington Street, Suite 330, Alexandria, VA 22314.

If the verified notice contains false or misleading information, the exemption is void *ab initio*.

SC&M has filed an environmental report which addresses the abandonment's effects, if any, on the environment and historic resources. The Section of Environmental Analysis (SEA) will issue an environmental assessment (EA) by August 28, 2000. Interested persons may obtain a copy of the EA by writing to SEA (Room 500, Surface Transportation Board, Washington, DC 20423) or by calling SEA, at (202) 565-1545. Comments on environmental and historic preservation matters must be filed within 15 days after the EA becomes available to the public.

Environmental, historic preservation, public use, or trail use/rail banking conditions will be imposed, where appropriate, in a subsequent decision.

Pursuant to the provisions of 49 CFR 1152.29(e)(2), SC&M shall file a notice of consummation with the Board to signify that it has exercised the authority granted and fully abandoned the line. If consummation has not been effected by SC&M's filing of a notice of consummation by August 23, 2001, and there are no legal or regulatory barriers to consummation, the authority to abandon will automatically expire.

Decided: August 16, 2000.

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

**Vernon A. Williams,**  
*Secretary.*

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Environmental Analysis in its independent investigation) cannot be made before the exemption's effective date. *See Exemption of Out-of-Service Rail Lines*, 5 I.C.C.2d 377 (1989). Any request for a stay should be filed as soon as possible so that the Board may take appropriate action before the exemption's effective date.

<sup>4</sup> Each offer of financial assistance must be accompanied by the filing fee, which currently is set at \$1000. *See* 49 CFR 1002.2(f)(25).

## DEPARTMENT OF THE TREASURY

### Senior Executive Service, Departmental Performance Review Board

**AGENCY:** Treasury Department.

**ACTION:** Notice of members of the Departmental Performance Review Board (PRB).

**SUMMARY:** Pursuant to 5 U.S.C. 4314(c)(4), this notice announces the appointment of members of the Department PRB. The purpose of this PRB is to review and make recommendations concerning proposed performance appraisals, ratings, bonuses and other appropriate personnel actions for incumbents of SES positions for which the Secretary or Deputy Secretary is the appointing authority. These positions include SES bureau heads, deputy bureau heads and certain other positions. The Board will perform PRB functions for other key bureau positions if requested.

**COMPOSITION OF DEPARTMENTAL PRB:** The Board shall consist of at least three members. In the case of an appraisal of a career appointee, more than half the members shall consist of career appointees. The names and titles of the PRB members are as follows:

Lisa G. Ross, Acting Assistant Secretary for Management and Chief Financial Officer—Chairperson  
Kay Frances Dolan, Deputy Assistant Secretary for Human Resources  
John P. Simpson, Deputy Assistant Secretary (Regulatory, Tariff & Enforcement)  
James E. Johnson, Under Secretary (Enforcement)  
David A. Lebryk, Deputy Assistant Secretary for Fiscal Operations and Policy  
Margrethe Lundsager, Deputy Assistant Secretary (Trade & Investment Policy)  
Mary E. Chaves, Director, Office of International Debt Policy  
Jane L. Sullivan, Director, Office of Information Resources Management  
Joan Affleck-Smith, Director, Office of Financial Institutions Policy  
Bradley A. Buckles, Director, Bureau of Alcohol, Tobacco and Firearms  
Mark Logan, Deputy Assistant Director (Criminal Enforcement Field Operations—Western), Bureau of Alcohol, Tobacco and Firearms  
Douglas M. Browning, Assistant Commissioner (International Affairs), U.S. Customs Service  
Marjorie L. Budd, Assistant Commissioner (Training and Development), U.S. Customs Service  
William F. Riley, Director, Office of Planning, U.S. Customs Service

<sup>1</sup> Gauley River Railroad, LLC (Gauley River) subleased the line from CSX Transportation, Inc. (CSXT), which in turn leased the line from Strouds Creek and Muddlety Railroad. *See CSX Transportation, Inc.—Renewal of Lease Exemption—Strouds Creek and Muddlety Railroad Company*, Finance Docket No. 31373 (ICC served Dec. 21, 1988).

Gauley River and CSXT received discontinuance authority over the involved line segment in *Gauley River Railroad, LLC—Abandonment and Discontinuance of Service—in Webster and Nicholas Counties, WV and CSX Transportation, Inc.—Discontinuance of Service—Webster and Nicholas Counties, WV*, STB Docket No. AB-559 (Sub-No. 1X), et al. (STB served June 23, 2000).

<sup>2</sup> Under 49 CFR 1152.50(d)(2), the railroad must file a verified notice with the Board at least 50 days before the abandonment or discontinuance is to be consummated. SC&M, in its verified notice tendered for filing on July 19, 2000, indicated a proposed consummation date of September 9, 2000. Because applicant had failed to publish notice in the newspaper as required, the verified notice was not complete until August 3, 2000, when proof of newspaper publication was received at the Board and hence the notice was not deemed filed until then. Thus, the earliest possible consummation date is September 22, 2000. Applicant's representative has confirmed that the correct consummation date is on or after September 22, 2000.

<sup>3</sup> The Board will grant a stay if an informed decision on environmental issues (whether raised by a party or by the Board's Section of