

OMB Control Number: 2137-0018.  
 Title: Testing, Inspection, and Marking Requirements for Cylinders.  
 OMB Control Number: 2137-0557.  
 Title: Hazardous Materials Incident Reports.  
 OMB Control Number: 2137-0039.  
 Title: Flammable Cryogenic Liquids.  
 OMB Control Number: 2137-0542.  
 Title: Approvals for Hazardous Materials.  
 OMB Control No: 2137-0557.  
 Title: Testing Requirements for Packaging.  
 OMB Control Number: 2137-0572.  
 Title: Container Certification.  
 OMB Control Number: 2137-0582.  
 Title: Hazardous Materials Public Section Planning and Training Grants.  
 OMB Control Number: 2137-0586.  
 Title: Response Plans for Shipments of Oil.  
 OMB Control Number: 2137-0591.

Issued in Washington, DC on September 20, 1996.  
 Edward T. Mazzullo,  
 Director, Office of Hazardous Materials Standards.  
 [FR Doc. 96-24713 Filed 9-30-96; 8:45 am]  
 BILLING CODE 4910-60-P

#### Surface Transportation Board<sup>1</sup>

[STB Finance Docket No. 33117]

#### Fox Valley & Western Ltd.—Trackage Rights Exemption—Union Pacific Railroad Company

Union Pacific Railroad Company (UP), a Class I railroad, has agreed to grant non-exclusive trackage rights, subject to certain routing restrictions, to Fox Valley & Western Ltd. (FVW), a Class II railroad, over its trackage between milepost 4.00 at Duck Creek, WI, and milepost 5.70, at Howard, Brown County, WI.

The transaction is scheduled to be consummated on September 26, 1996.

The trackage rights will enable FVW to move loaded and empty cars for the purpose of serving industries at Howard, WI.

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).

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323-24.

This notice is filed under 49 CFR 1180.2(d)(7). If it 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. 33117, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on Janet H. Gilbert, Esq., Fox Valley & Western Ltd., 6250 N. River Road, Suite No. 9000, Rosemont, IL 60018.

Decided: September 24, 1996.

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

Vernon A. Williams,

Secretary.

[FR Doc. 96-25095 Filed 9-30-96; 8:45 am]

BILLING CODE 4915-00-P

#### Surface Transportation Board<sup>1</sup>

[STB Finance Docket No. 33124]

#### Norfolk Southern Railway Company—Corporate Family Transaction Exemption—The Georgia Midland Railway Company and Elberton Southern Railway Company

Norfolk Southern Railway Company (NSR), a Class I railroad, The Georgia Midland Railway Company (GM), and Elberton Southern Railway Company (Elberton), Class III railroads that own property located entirely in the State of Georgia, have jointly filed a verified notice of exemption. The exempt transaction is a merger of GM and Elberton with and into NSR.<sup>2</sup>

The transaction is expected to be consummated on or soon after October 1, 1996.

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to Board jurisdiction pursuant to 49 U.S.C. 11323-24.

<sup>2</sup> NSR is controlled through stock ownership by Norfolk Southern Corporation, a noncarrier holding company. GM and Elberton are wholly owned, direct subsidiaries of NSR. GM owns approximately 4 miles of road which are and have been leased by NSR since 1896. Elberton owns approximately 2 miles of road which are and have been operated by NSR since approximately 1909. The proposed agreement and plan of merger states that any outstanding shares of GM's and Elberton's capital stock will be canceled and retired, and no consideration will be paid in respect of such shares.

The proposed merger will eliminate GM and Elberton as separate corporate entities, thereby simplifying the corporate structure of NSR and the NSR system, and eliminating costs associated with separate accounting, tax, bookkeeping and reporting functions.

This is a transaction within a corporate family of the type specifically exempted from prior review and approval under 49 CFR 1180.2(d)(3). The parties state that the transaction will not result in adverse changes in service levels, significant operational changes, or a change in the competitive balance with carriers outside the corporate family.

As a condition to this exemption, any employees adversely 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).

If the verified notice contains false or misleading information, the exemption is void *ab initio*. Petitions to reopen the proceeding to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to reopen will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33124, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423. In addition, a copy of each pleading must be served on James A. Squires, Norfolk Southern Corporation, Three Commercial Place, Norfolk, VA 23510-2191.

Decided: September 24, 1996.

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

Vernon A. Williams,

Secretary.

[FR Doc. 96-25096 Filed 9-30-96; 8:45 am]

BILLING CODE 4915-00-P

#### Surface Transportation Board<sup>1</sup>

[STB Docket No. AB-337 (Sub-No. 4X)]

#### Dakota, Minnesota & Eastern Railroad Corporation—Abandonment Exemption—in Brown County, SD

Dakota, Minnesota & Eastern Railroad Corporation (DM&E) has filed a notice of exemption under 49 CFR 1152 Subpart

<sup>1</sup> The ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803, which was enacted on December 29, 1995, and took effect on January 1, 1996, abolished the Interstate Commerce Commission and transferred certain functions to the Surface Transportation Board (Board). This notice relates to functions that are subject to the Board's jurisdiction pursuant to 49 U.S.C. 10903.

F—*Exempt Abandonments* to abandon approximately 0.55 miles of its line of railroad known as the Aberdeen Line (of former Aberdeen to Oakes Subdivision) from approximately milepost 83.15+/- to approximately milepost 82.6+/- in Brown County, SD.<sup>2</sup>

DM&E has certified that: (1) No local traffic has moved over the line for at least 2 years; (2) any overhead traffic on the line can be rerouted; (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 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 October 31, 1996, 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<sup>5</sup> must be filed by October

11, 1996. Petitions to reopen or requests for public use conditions under 49 CFR 1152.28 must be filed by October 21, 1996, with: Office of the Secretary, Case Control Branch, Surface Transportation Board, 1201 Constitution Avenue, N.W., Washington, DC 20423.

A copy of any petition filed with the Board should be sent to applicant's representative: Kevin V. Schieffer, Schieffer, Cutler & Donahoe, 431 North Phillips Avenue, Suite 300, Sioux Falls, SD 57102.

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

DM&E 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 October 4, 1996. Interested persons may obtain a copy of the EA by writing to SEA (Room 3219, Surface Transportation Board, Washington, DC 20423) or by calling Elaine Kaiser, Chief of SEA, at (202) 927-6248. 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.

Decided: September 24, 1996.

By the Board, David M. Konschnik, Director, Office of Proceedings.  
Vernon A. Williams,  
Secretary.

[FR Doc. 96-25097 Filed 9-30-96; 8:45 am]

BILLING CODE 4915-00-P

## DEPARTMENT OF VETERANS AFFAIRS

### Performance Review Board Members

**AGENCY:** Department of Veterans Affairs.  
**ACTION:** Notice.

**SUMMARY:** Under the provisions of 5 U.S.C. 4314(c)(4) agencies are required to publish a notice in the Federal Register of the appointment of Performance Review Board (PRB) members. This notice revises the list of members of the Department of Veterans Affairs (VA) Performance Review Boards which was published in the Federal Register on October 10, 1995 (60 FR 195).

**EFFECTIVE DATE:** October 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Caren E. Eirkson, Office of Human

consummated and the abandoning railroad is willing to negotiate an agreement.

Resources Management (053), Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420, (202) 273-4937.

### VA Performance Review Board (PRB)

Eugene A. Brickhouse, Assistant Secretary for Human Resources and Administration (Chairperson)

Stephen L. Lemons, Ed.D, Deputy Under Secretary for Benefits

Shirley Carozza, Deputy Assistant Secretary for Budget

Harold F. Gracey, Jr., Chief of Staff, Office of the Secretary

Thomas L. Garthwaite, M.D., Deputy Under Secretary for Health

Gerald K. Hinch, Deputy Assistant Secretary for Equal Opportunity

Kathy E. Jurado, Assistant Secretary for Public and Intergovernmental Affairs

Mary Lou Keener, General Counsel

William T. Merriman, Deputy Inspector General

Roger R. Rapp, Director of Field Operations, National Cemetery System

Patricia A. Grysavage, Director, Executive Management and Communications, Veterans Benefits Administration (Alternate)

Jule D. Moravec, Ph.D., Chief Network Officer (Alternate)

### Veterans Benefits Administration PRB

Stephen L. Lemons, Ed.D., Deputy Under Secretary for Benefits (Chairperson)

Celia Dollarhide, Director, Education Service

Leo Wurschmidt, Director, Southern Region

Patrick Nappi, Director, Central Area

Newell Quinton, Director, Veterans Assistance Service

Robert Gardner, Chief, Financial Officer

Harold F. Gracey, Jr., Chief of Staff, Office of the Secretary

### Veterans Health Administration PRB

Thomas L. Garthwaite, M.D., Deputy Under Secretary for Health (Chairperson)

Jule D. Moravec, Ph.D., Chief Network Officer (Co-Chairperson)

R. David Albinson, Chief Information Officer

Terrance S. Batliner, D.D.S., Chief Network Director, VISN 19

Barry L. Bell, Network Director, VISN 20

Linda W. Belton, Network Director, VISN 11

John T. Carson, Network Director, VISN 14

Vernon Chong, M.D., Network Director, VISN 17

Patricia A. Crosetti, Network Director, VISN 15

Joan E. Cummings, M.D., Network Director, VISN 12

Larry R. Deal, Network Director, VISN 7

Jim W. Delgado, Director, Voluntary Service Office

Larry E. Deters, Network Director, VISN 9

James J. Farsetta, Network Director, VISN 3

Denis J. Fitzgerald, M.D., Network Director, VISN 1

W. Todd Grams, Chief Financial Officer

Harold F. Gracey, VA Chief of Staff

Leroy P. Gross, M.D., Network Director, VISN

<sup>2</sup> Pursuant to 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. The applicant in its verified notice, indicated a proposed consummation date of October 25, 1996. Because the verified notice was not filed until September 11, 1996, however, consummation should have not been proposed to take place prior to October 31, 1996. Applicant's representative has been contacted and has confirmed that the correct consummation date is on or after October 31, 1996.

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

<sup>5</sup> The Board will accept late-filed trail use requests so long as the abandonment has not been