

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 99-1478

September Term, 2000

United Transportation Union-General Committee
of Adjustment (GO-386),
Petitioner

Filed On: May 23, 2001 [598214]

v.

Surface Transportation Board
and United States of America,
Respondents

and consolidated case No. 00-1314

On Petitions for Review of Orders of the Surface Transportation Board

Before: Williams, Ginsburg and Rogers, *Circuit Judges*.

J U D G M E N T

These cases were considered on the record from the Surface Transportation Board (“STB”) and on the briefs filed by the parties. While the issues presented occasion no need for a published opinion, they have been accorded full consideration by the Court. See D.C. Cir. Rule 36(b). It is hereby

ORDERED and ADJUDGED that the petition for review of the June 1998 and May 2000 orders issued by the STB be denied for want of standing, as petitioner’s claimed injury is entirely speculative, hinging as it does on the possibility that Big Stone-Grant Industrial Development and Transportation will submit a new construction proposal to the STB. See Lujan v. Defenders of Wildlife, 504 U.S. 555, 559-61 (1992).

The clerk is directed to withhold issuance of the mandate herein until seven days after disposition of any timely petition for rehearing. See D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

By:

Deputy Clerk