

PRECEDENTIAL

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 06-3431

CSX TRANSPORTATION COMPANY,

Appellant

v.

NOVOLOG BUCKS COUNTY

On Appeal from the United States District Court
for the Eastern District of Pennsylvania
(D. C. No. 04-cv-04018)
District Judge: Hon. Thomas N. O'Neill, Jr.

Argued on July 12, 2007

Before: SLOVITER, ALDISERT and ROTH, Circuit Judges

(Opinion filed September 5, 2007)

ROTH, Circuit Judge:

ORDER AMENDING SLIP OPINION

IT IS ORDERED that the published Opinion in the above case, filed on September 5, 2007, be amended as follows:

On page 4, the first full sentence:

Replace the word “railroad” with the word “transloader”.

On page 12, the first full sentence:

Replace the word “CSX” with the word “Novolog”.

By the Court,

/s/ Jane R. Roth
Circuit Judge

Dated: September 14, 2007