

LAW OFFICES OF  
**LOUIS E. GITOMER, LLC**

ENTERED  
 Office of Proceedings  
 October 5, 2021  
 Part of  
 Public Record

LOUIS E. GITOMER  
[Lou@lgrailaw.com](mailto:Lou@lgrailaw.com)

600 BALTIMORE AVENUE,  
 SUITE 301  
 TOWSON, MARYLAND 21204-4022  
 (410) 296-2250 \* (202) 466-6532  
 FAX (410) 332-0885

MELANIE B. YASBIN  
[Melanie@lgrailaw.com](mailto:Melanie@lgrailaw.com)  
 410-296-2205

October 4, 2021

Ms. Cynthia T. Brown  
 Chief of the Section of Administration, Office of Proceedings  
 Surface Transportation Board  
 395 E Street, S.W.  
 Washington, D. C. 20423

RE: Docket No. AB-55 (Sub-No. 763X) *CSX Transportation, Inc.—Abandonment Exemption—in Logan County, WV*

Dear Ms. Brown:

By notice served and published in the Federal Register on September 27, 2016, the Surface Transportation Board (the “Board”) exempted the abandonment of approximately 3.29 miles of rail line on CSX Transportation, Inc.’s (“CSXT”) Southern Region, Florence Division, Logan Subdivision, from milepost CLX 0.0, near Man, to milepost CLX 3.29 near Garnette, in Logan County, WV.

On October 6, 2016, the Georgetown and High Line Railway Company, LLC (“GHL”) filed a request for a Notice of Interim Trail Use and Abandonment (“NITU”). CSXT agreed to the request. On October 26, 2016, the Board served a NITU authorizing negotiations between GHL and CSXT for a 180 day period ending April 24, 2017. By decisions served on March 19, 2019, and October 25, 2020, the NITU negotiating period was extended to October 24, 2021.

GHL and CSXT have continued to negotiate during this time and even though they have made progress, they have not reached a final agreement. CSXT has not yet consummated abandonment of the Line.

By decision served on April 16, 2021, the Board stated that “in light of the unprecedented effects of the pandemic over the past year, the Board will grant, upon request and with the consent of the involved railroad, one additional one-year extension of an existing NITU or CITU without a showing of ‘extraordinary circumstances’ in cases involving a NITU or CITU for which the very next extension after the effective date of this decision would otherwise require a showing of ‘extraordinary circumstances.’” *BNSF Railway Company—Abandonment Exemption—in Cook County, Ill.*, at 4 Docket No. AB 6 (Sub-No. 482X). GHL respectfully requests that the Board grant a one-year extension of the negotiation period, until October 24, 2022, without a showing of “extraordinary circumstance.”

FEE RECEIVED  
 October 5, 2021  
 SURFACE

FILED  
 October 5, 2021  
 SURFACE  
 TRANSPORTATION BOARD

TRANSPORTATION BOARD

GHLR is efileing this request for an extension of the negotiating period. The filing fee of \$550 has been paid via pay.gov.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,



Melanie B. Yasbin  
Attorney for Georgetown and High Line  
Railway Company, LLC

cc: Steve Armbrust - CSXT

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Georgetown and High Line Railway Company's Letter requesting an extension of the NITU in Docket No. AB-55 (Sub-No. 763X), CSX Transportation, Inc.—Abandonment Exemption—in Logan County, WV was sent via electronic mail on October 5, 2021, to the following parties:

Richard Welsh  
National Association of Reversionary Property Owners  
1100 Bellevue Way  
Suite 8A  
Pmb 719  
Bellevue, WA 98004  
[Dick156@earthlink.net](mailto:Dick156@earthlink.net)

Louis E. Gitomer  
The Law Offices of Louis E. Gitomer, LLC  
600 Baltimore Ave, Suite 301  
Towson, MD 21204  
[lou@lgraillaw.com](mailto:lou@lgraillaw.com)



---

Melanie B. Yasbin  
October 5, 2021