

209257

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October 29, 2003

VIA FEDERAL EXPRESS

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Room 700
Washington, DC 20006

ENTERED
Office of Proceedings

OCT 30 2003

Part of
Public Record

Re: **Docket No. 42080**
Minnesota Northern Railroad, Inc. v.
Canadian National Railway Company

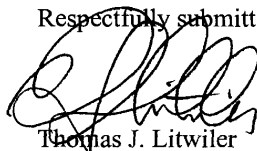
Dear Secretary Williams:

Enclosed for filing in the above-captioned proceeding are an original and ten copies of the **Motion of Canadian National Railway Company for Extension of Time**, dated October 29, 2003.

One extra copy of the Motion and this letter also are enclosed. I would request that you date-stamp those items to show receipt of this filing and return them to me in the provided envelope.

Please feel free to contact me should any questions arise regarding this filing. Thank you for your assistance on this matter. Kind regards.

Respectfully submitted,



Thomas J. Litwiler
Attorney for Canadian National
Railway Company

TJL:tl

Enclosures

cc: Thomas F. McFarland, Esq.



209257
ORIGINAL

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. 42080

MINNESOTA NORTHERN RAILROAD, INC.

v.

CANADIAN NATIONAL RAILWAY COMPANY



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Public Record

**MOTION OF CANADIAN NATIONAL
RAILWAY COMPANY FOR EXTENSION OF TIME**

Theodore K. Kalick
Senior U.S. Regulatory Counsel
Canadian National Railway Company
601 Pennsylvania Avenue, N.W.
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**ATTORNEYS FOR CANADIAN NATIONAL
RAILWAY COMPANY**

Dated: October 29, 2003

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. 42080

MINNESOTA NORTHERN RAILROAD, INC.
v.
CANADIAN NATIONAL RAILWAY COMPANY

**MOTION OF CANADIAN NATIONAL
RAILWAY COMPANY FOR EXTENSION OF TIME**

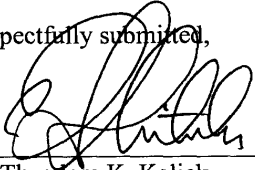
Pursuant to 49 C.F.R. § 1104.7(b), Canadian National Railway Company ("CN") hereby requests a one-week extension of time, to November 10, 2003, for filing its reply statement in this proceeding.

Minnesota Northern Railroad, Inc. ("MNN") filed its complaint against CN in this proceeding on June 12, 2003. CN filed an answer to the complaint on July 2, 2003. Under the procedural schedule jointly proposed by CN and MNN in a letter to the Board dated July 18, 2003, and subsequently adopted by the Board in a decision served July 25, 2003, MNN's opening statement was due and filed on October 3, 2003, and CN's reply statement is currently due on November 3, 2003.

The brief extension sought here would reasonably accommodate the availability of CN counsel and witnesses to finalize CN's reply statement, and should not unduly delay this proceeding. Counsel for MNN has authorized CN to advise the Board that MNN does not object to the requested extension, provided that the due date for MNN's rebuttal filing established in the July 25, 2003 decision is extended by a similar period.

WHEREFORE, CN respectfully requests that the Board extend the due date for CN's reply statement in this proceeding to November 10, 2003, and extend the due date for MNN's rebuttal filing in this proceeding to November 25, 2003.

Respectfully submitted,

By: 

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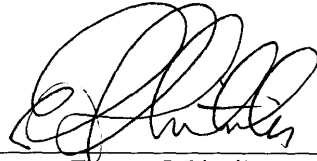
**ATTORNEYS FOR CANADIAN NATIONAL
RAILWAY COMPANY**

Dated: October 29, 2003

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of October, 2003, a copy of the foregoing
Motion of Canadian National Railway Company for Extension of Time was served by
facsimile and U.S. mail, postage prepaid, upon:

Thomas F. McFarland, Esq.
Thomas F. McFarland, P.C.
208 South LaSalle Street
Suite 1890
Chicago, Illinois 60604-1194

A handwritten signature in black ink, appearing to read 'T. Litwiler', is written over a horizontal line.

Thomas J. Litwiler