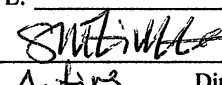


FLETCHER & SIPPEL

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

ROBERT A. WIMBISH
(312) 252-1504
rwimbish@fletcher-sippel.com

 GRANTED Office of Proceedings	DECISION ID NO.: 46844
	DECIDED DATE: 2-22-19
	SERVICE DATE: 2/22/2019
	APPROVED:  Acting Director
	☒ Extended to 8-22-19

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

February 5, 2019

247071

VIA E-FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1034
Washington, DC 20423-0001

ENTERED
Office of Proceedings
February 5, 2019
Part of
Public Record

Re: *CSXT Transportation, Inc. – Abandonment Exemption – in Clark, Floyd, Lawrence, Orange, & Washington Counties, Ind.,*
Docket No. AB-55 (Sub-No. 775X)

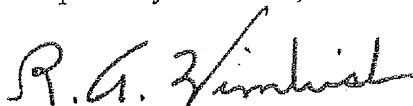
Request for extension of interim trails use negotiation period

Dear Ms. Brown:

The City of New Albany, Indiana ("New Albany"), hereby requests a 180-day extension of the interim trails use negotiations period (currently scheduled to expire on February 23, 2019), so that negotiations with CSX Transportation, Inc. ("CSXT") may continue until August 22, 2019, with respect to the right-of-way underlying the entire line of railroad (the "Line") that is the subject of the above-referenced proceeding extending between Milepost OOQ251.7 near Bedford in Lawrence County, Indiana, and Milepost OOQ314.0 near New Albany in Floyd County, Indiana, a total distance of approximately 62.3 route miles in Lawrence, Orange, Washington, Clark, and Floyd Counties, Indiana. New Albany understands that CSXT does not object to the extension.

As a municipal subdivision of the State of Indiana, the filing fee associated with this extension request does not apply to New Albany.

Respectfully submitted,



Robert A. Wimbish
Counsel for the City of New Albany, Indiana

RAW:ah
cc: All parties of record

FILING FEE WAIVED

LAW OFFICES OF
LOUIS E. GITOMER, LLC

LOUIS E. GITOMER
AVENUE, SUITE 301
Lou@lgraillaw.com

MELANIE B. YASBIN
Melanie@lgraillaw.com
410-296-2205

600 BALTIMORE

TOWSON, MARYLAND 21204-4022
(410) 296-2250 * (202) 466-6532
FAX (410) 332-0885

247083

February 8, 2019

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

ENTERED
Office of Proceedings
February 8, 2019
Part of
Public Record

Re: **Docket No. AB-55 (Sub-No. 775X), CSX Transportation, Inc.—
*Abandonment—in Clark, Floyd, Lawrence, Orange, and Washington Counties,
IN***

Dear Ms. Brown:

CSXT Transportation, Inc. ("CSXT") responds to the letter filed on February 5, 2019, by The City of New Albany, Indiana ("New Albany") in which New Albany seeks a 180-day extension of time to negotiate interim trail use/rail banking for the approximately 62.3-mile rail line on CSXT's Northern Region, Louisville Division, Hoosier Subdivision between near Bedford, milepost 00Q251.7, and near New Albany, milepost 00Q314.0, all in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN.

CSXT agrees to the requested extension of the interim trails use/rail banking negotiation period until August 22, 2019. CSXT has not consummated abandonment of the Line.

As provided in 49 C.F.R. § 1152.29(e)(2), the extension of the trail negotiation period until August 22, 2019, creates a regulatory barrier to consummation of the abandonment, which provides CSXT with an additional 60 days to consummate the abandonment to October 21, 2019, if trail negotiation is unsuccessful. CSXT respectfully request that the Board confirm that the extension of the consummation period as provided in the regulations applies in this instance.

Ms. Cynthia T. Brown
February 8, 2019
Page 2, 2019

This letter is being efiled. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,

Louis E. Gitomer

Louis E. Gitomer
Attorney for CSX Transportation, Inc.

Cc: Parties of Record