

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20004-2401
TEL 202.662.6000
FAX 202.662.6281
WWW.COV.COM

WASHINGTON
NEW YORK
SAN FRANCISCO
LONDON
BRUSSELS

MICHAEL L. ROSENTHAL
TEL 202.662.5448
FAX 202.778.5448
MROSENTHAL@COV.COM

December 6, 2005

EXPEDITED CONSIDERATION REQUESTED

BY HAND

The Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423

Re: Docket No. 42095, Kansas City Power & Light
Company v. Union Pacific Railroad Company

Dear Secretary Williams:

Enclosed for filing in the above-captioned matter are the original and ten copies of Defendant Union Pacific Railroad Company's Requests for Extension of Time. Union Pacific asks the Board to expedite its handling of this pleading because the currently applicable time periods will expire on December 12, 2005.

Union Pacific seeks an extension of the time period for its reply to Complainant's Motion to Compel from December 12, 2005, to December 23, 2005, in order to give the parties the opportunity to meet and confer regarding Union Pacific's objections to Complainant's discovery requests. Complainant has advised Union Pacific that it does not oppose this request.

Union Pacific also seeks an extension of the time period for it to file its own motion compel, if one is necessary, from December 11, 2005, to December 23, 2005, also in order to give the parties the opportunity to meet and confer regarding Complaint's objections to Union Pacific's discovery requests. Complainant has advised Union Pacific that it does not oppose this request as long as its time to respond is extended until January 9, 2006.



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Office of Proceedings

DEC 06 2005

Part of
Public Record

COVINGTON & BURLING

The Honorable Vernon Williams
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An additional copy of this pleading is also enclosed. Please indicate receipt and filing by date-stamping the extra copy and returning it to our messenger.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael L. Rosenthal", written in a cursive style.

Michael L. Rosenthal

Enclosures

cc: Counsel for Complainant

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

KANSAS CITY POWER & LIGHT COMPANY,	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. 42095
	)	
UNION PACIFIC RAILROAD COMPANY,	)	
	)	
Defendant.	)	
	)	

DEFENDANT'S REQUESTS FOR EXTENSION OF TIME

Defendant Union Pacific Railroad Company ("UP") hereby requests that the Board extend the time period provided for UP's reply to the "First Motion to Compel Responses to Interrogatories and Discovery Requests" filed by Complainant Kansas City Power & Light Company ("KCPL") from December 12 to December 23, 2005. UP also requests an extension of the time period to file its own motion to compel from December 11 to December 23, 2005.

KCPL filed its motion to compel on December 1, 2005. Under Board rules, UP's response is due on December 12, 2005. See 49 C.F.R. § 1114.31(a)(2). However, UP and KCPL have scheduled a meet-and-confer session to discuss discovery issues on December 14, 2005. The extension of time requested by UP would allow the parties to meet and potentially resolve at least some of the issues that would otherwise have to be addressed in UP's reply to KCPL and in a decision by the Board.

KCPL also served its responses and objections to UP's first set of discovery requests on December 1, 2005. Board rules appear to require UP to file a motion to compel with

respect to certain KCPL responses and objections to UP's written interrogatories by December 12, 2005. See 49 C.F.R. § 1114.31(a). However, as explained above, the parties have scheduled a meet-and-confer session for December 14, and the extension of time requested by UP would allow the parties to meet and potentially resolve at least some of the issues that would otherwise be the subject of a motion to compel. Such an extension would also be consistent with the Board's "general rule" that parties should "try to resolve their differences on their own before involving the Board." CF Industries, Inc. v. Kaneb Pipe Line Partners, L.P., STB Docket No. 42084 (STB served Nov. 23, 2004), slip op. at 2.

UP is authorized to state that KCPL does not oppose the first request and does not oppose the second request, as long as its time to respond to any motion to compel filed by UP on December 23 is extended until January 9, 2006. UP would agree to such an extension.

Accordingly, UP asks that the Board grant these unopposed requests.

Respectfully submitted,



LINDA J. MORGAN
DAVID L. MEYER
MICHAEL L. ROSENTHAL
Covington & Burling
1201 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 662-6000
Facsimile: (202) 662-6291

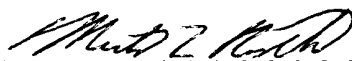
J. MICHAEL HEMMER
LOUISE A. RINN
GABRIEL S. MEYER
Union Pacific Railroad Company
1400 Douglas Street
Omaha, Nebraska 68179
Telephone: (402) 544-3309
Facsimile: (402) 501-0129

Attorneys for Union Pacific Railroad Company

December 6, 2005

CERTIFICATE OF SERVICE

I, Michael L. Rosenthal, certify that on this 6th day of December, 2005, I caused a copy of Defendant's Requests for Extension of Time to be served by hand on Kelvin J. Dowd of Slover & Loftus, 1224 Seventeenth Street, N.W., Washington, D.C. 20036.



Michael L. Rosenthal