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RE AB 55-763X CSX Abandonment in Logan County, WV

On October 26, 2016 the STB granted a NITU to GHL, which is a subsidiary of CSX, for a 180 day period. GHLs NITU expires on 10/24/22. It is now 5 years after the NITU was granted and Hatfield McCoy Trails is asking for an issuance of a NITU. Under the rules promulgated under EP749 Sub. 1, extensions of NITUs are only allowed for 4 years total. The STB has granted an additional one year NITU extension due to COVID 19 restrictions, but that one year has passed for a new NITUs or NITU extensions. Hatfield McCoy Trails has not shown an "extraordinary" reason for the STB to issue or extend the NITU.

NARPO requests the STB to terminate the NITU in AB 55-763X.

All Parties of Record have been served via email on 9/08/2022.

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