



CITY ATTORNEY'S OFFICE

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 GRANTED Office of Proceedings	DECISION ID NO.: 50688
	DECIDED DATE: 3/24/2021
	SERVED DATE: 3/25/2021
	APPROVED: <i>A. C. D. N.</i> Director
☒ Extended to 3/11/2022.	

March 10, 2021

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

RE: Proposed Abandonment from Milepost 148.2 to Milepost 149.5 in
Sheboygan County, Wisconsin
Docket No. AB-33 (Sub-No. 321X)

Dear Ms. Brown:

The City of Sheboygan, Wisconsin (the "City") hereby requests the Surface Transportation Board (the "Board") grant a one-year extension of time until March 11, 2022 to negotiate an interim trail use/rail banking agreement with Union Pacific Railroad Company ("UP"), over the 1.30-mile portion of the line proposed for abandonment in the above-entitled proceeding between Milepost 148.2 and Milepost 149.5, in the City of Sheboygan.

The City and UP have negotiated written purchase and sale agreement for the sale of the line to the City, which is contingent upon the completion of due diligence on the line to the City's satisfaction. Certain issues that are a part of said agreement have arisen preventing closing during the initial one-year period granted in the Board's Decision related to this matter dated March 11, 2020. The parties anticipate the contingencies will either be met or be determined to be unable to be met during 2021. If the due diligence and contingencies are completed to the City's satisfaction, the City expects to close on the acquisition of the Line for interim trail use and rail banking shortly thereafter and during calendar year 2021.

The City requests a one-year extension until March 11, 2022, pursuant to the rules adopted by the Board in *Limiting Extensions of Trail Use Negotiating Periods*, Docket No. EP 749 (Sub-No. 1) et al. (served December 4, 2019), slip op. at 11. This request is the first extension request made under the new rule limiting extension requests. The City further requests that the filing fee for this extension request be waived pursuant to 49 CFR 1002.(e)(1) because the City is a local government entity.

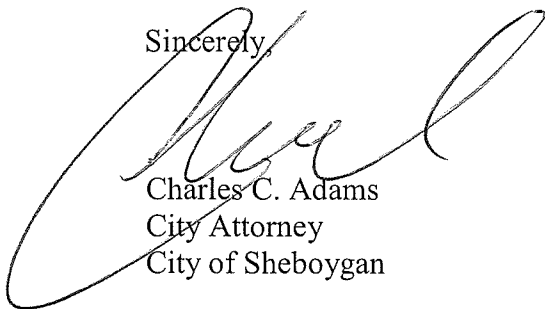
I certify that copies of this request for an extension of time have been served on all parties of to this proceeding pursuant to the requirements of the law. The City is e-filing this letter. If you have any questions, do not hesitate to call or email me.

FILING FEE WAIVED

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Office of Proceedings
March 10, 2021
Part of
Public Record

Sincerely,

A large, stylized handwritten signature in black ink, which appears to read 'Charles C. Adams'. The signature is written over the printed name and title.

Charles C. Adams
City Attorney
City of Sheboygan

Cc: Vincent R. Bauer, Wisconsin Department of Transportation
Jeremy R. Berman, Union Pacific Railroad Company