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December 21, 2016

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BY E-FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

ENTERED
Office of Proceedings
December 21, 2016
Part of
Public Record

Re: Norfolk Southern Railway Company – Abandonment, Discontinuance of
Trackage Rights and Discontinuance of Service - in Cleveland and
Rutherford Counties, NC, and Cherokee County, SC, AB-290 (Sub-327X)

Dear Ms. Brown:

Per letter dated December 20, 2016, The City of Shelby, North Carolina (“City”) requested that the Board extend the period of time allowed for the parties to negotiate interim trail use/rail banking (“NITU”) in the above-captioned proceeding.¹ Norfolk Southern Railway Company (“NSR”) hereby notifies the Board that NSR remains willing to continue to engage in negotiations toward a possible NITU arrangement for the subject rail lines, which extend from milepost SB 144.55 to milepost SB 154.50 and from milepost SB 158.10 to SB 160.00 (the “Line”). Accordingly, NSR hereby consents to the City’s request for an 180-day extension of the negotiation period towards an NITU arrangement for the Line.

Sincerely,



William A. Mullins

Attorney for Norfolk Southern Railway Company

cc: All parties of record
Greg Summy, Laura Hoag, Lawada Poarch

¹ Per a stamp-decision served June 10, 2016, the NITU negotiation period currently expires on January 25, 2017.