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August 21, 2002

VIA FACSIMILE 202-565-9004 AND U. S. MAIL

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



**Re: STB Docket No. AB-565 (Sub-No. 4X)
New York Central Lines, LLC - Abandonment
STB Docket No. AB-55 (Sub-No. 597X)
CSX Transportation, Inc. - Discontinuance of Service
Exemption in Vermillion and Warren Counties, Indiana**

Dear Mr. Williams:

New York Central Lines, LLC ("NYC") and CSX Transportation, Inc. ("CSXT") filed for abandonment and discontinuance of service authority, respectively, in the above captioned matter on September 7, 2001. Such authority was granted and an offer of financial assistance was filed by Flex-N-Gate Corporation ("Flex-N-Gate") for the line between QSO 5.18 and QSO 11.09.

NYC/CSXT and Flex-N-Gate have been in agreement on the purchase price for a significant period of time. The parties have been negotiating a Purchase and Sale agreement, however, for months. Flex-N-Gate has requested at least four extensions of time on the date to request that the Board set terms and conditions. CSXT has not opposed these extensions. CSXT understands, however, that Flex-N-Gate intends to seek an additional extension of time. CSXT does oppose this request. CSXT has worked in good faith to finalize this transaction and has done nothing to hinder negotiations. The OFA process is premised on very strict timing deadlines. CSXT requests that the Board enforce the currently existing deadline of August 27, 2002, in accordance with the standard handling of OFAs. CSXT filed this exemption almost one year ago and would like to see this matter concluded.

ENTERED
Office of Proceedings

AUG 28 2002

Part of
Public Record

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Thank you for your consideration of this matter. Enclosed are the original and ten copies of this request.

Respectfully submitted,


Natalie S. Rosenberg

NSR/pkw

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