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ORIGINAL

216730

June 8, 2006



VIA HAND DELIVERY - RETURN COPY

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW (7th fl.)
Washington, DC 20423-0001

Dear Secretary Williams:

Enclosed for filing in STB Docket No. AB-55 (Sub-No. 667X) are the original and ten copies of the Petition to File Notice of Intent Out of Time of Seaside Holdings, Inc.

Additional copies of this letter and of the Petition are enclosed for you to stamp to acknowledge your receipt of them and to return to me via the messenger.

If you have any question concerning the foregoing or if I otherwise can be of assistance, please let me know.

Sincerely yours,

ENTERED
Office of Proceedings

JUN 08 2006

Part of
Public Record

enc.

cc: Steven C. Armbrust, Esq.
Jeffrey W. Wagner, Esq.


Fritz R. Kahn

ORIGINAL

SURFACE TRANSPORTATION BOARD
WASHINGTON, DC

216730

STB Docket No. AB-55 (Sub-No. 667X)

CSX TRANSPORTATION, INC.
-- ABANDONMENT EXEMPTION --
IN HARLAN COUNTY, KY



PETITION TO FILE NOTICE OF INTENT OUT OF TIME

Fritz R. Kahn
Fritz R. Kahn, P. C.
1920 N Street, NW (8th fl.)
Washington, DC 20036
Tel.: (202) 263-4152

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Dated: June 8, 2006

Attorney for

SEASIDE HOLDINGS, INC.

SURFACE TRANSPORTATION BOARD
WASHINGTON, DC

STB Docket No. AB-55 (Sub-No. 667X)

CSX TRANSPORTATION, INC.
-- ABANDONMENT EXEMPTION --
IN HARLAN COUNTY, KY

PETITION TO FILE NOTICE OF INTENT OUT OF TIME

Petitioner, Seaside Holdings, Inc., of Palm beach Gardens, Florida 33410, pursuant to 49 C.F.R. 1117.1, respectfully requests leave to file this as its notice of intent to file an offer of financial assistance ("OFA") out of time.

Pursuant to the Board's Decision, served May 11, 2006, formal expressions of intent to file an OFA were due to be filed by May 22, 2006. Pardee & Curtin Realty LLC inadvertently failed to make a timely filing, and by its Request to Accept a Late Filed Pleading, filed May 25, 2006, Pardee & Curtin Realty LLC asked that the Board accept its notice. Its request remains pending.

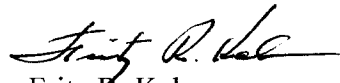
Petitioner inexcusably missed the May 22, 2006, deadline but nevertheless wishes to give notice of its intent to file an OFA. If the Board were to grant the request of Pardee & Curtin Realty LLC, and accept its late filing, Petitioner asks that this be accepted at the same time as its notice to file an OFA. No party would be prejudiced thereby, and the proceeding would not be delayed. Under the circumstances, counsel for CSX Transportation, Inc., has authorized Petitioner to state that it offers no objection to

the Board's acceptance of its notice at the same time if the Board were to accept the notice of Pardee & Curtin Realty, LLC.

Respectfully submitted,

SEASIDE HOLDINGS, INC.

By its attorney,



Fritz R. Kahn

Fritz R. Kahn, P.C.

1920 N Street, NW (8th fl.)

Washington, DC 20036

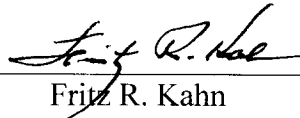
Tel.: (202) 263-4152

Dated: June 8, 2006

CERTIFICATE OF SERVICE

I certify that I this day served the foregoing Petition to File Notice of Intent Out of Time upon CSX Transportation, Inc., and Pardee & Curtin Realty LLC, by facsimile transmitting and mailing copies to their respective counsel, Steven C. Armbrust, Esq., and Jeffrey W. Wagner, Esq.

Dated at Washington, DC, this 8th day of June 2006.



Fritz R. Kahn