



311563

ENTERED
Office of Chief Counsel
June 8, 2026
Part of
Public Record

Justin J. Marks
T (202) 772-0916
F +12027720919
Email:jjmarks@ClarkHill.com

Clark Hill
1001 Pennsylvania Avenue N.W.
Suite 1300 South
Washington, DC 20004
T (202) 772-0909
F (202) 772-0919

June 8, 2026

VIA E-FILING

Chief of Case Administration
Office of Chief Counsel
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: Seminole Gulf Railway, L.P. – Abandonment Exemption –
in Lee and Collier Counties, FL
Surface Transportation Board Docket No. AB 400 (Sub-No. 8X)

Dear Chief of Case Administration:

Enclosed for filing in the above referenced docket is a notice of exempt abandonment being filed on behalf of the Seminole Gulf Railway, L.P. The filing fee has been paid via pay.gov.

If you have any questions related to this filing, please let me know.

Sincerely,

Justin J. Marks
Counsel to Seminole Gulf Railway, L.P.

Enclosure

FILED
June 8, 2026
SURFACE TRANSPORTATION BOARD

FEE RECEIVED
June 8, 2026
SURFACE TRANSPORTATION BOARD
clarkhill.com

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. AB 400 (Sub-No. 8X)

SEMINOLE GULF RAILWAY, L.P.
- ABANDONMENT EXEMPTION –
IN LEE AND COLLIER COUNTIES, FL

NOTICE OF EXEMPTION

(color copies included)

Justin J. Marks
Clark Hill PLC
1001 Pennsylvania Ave. N.W.
Suite 1300 South
Washington, DC 20004
(202) 772-0916
jmarks@clarkhill.com

Eric M. Hocky
Clark Hill PLC
Two Commerce Square
2001 Market St.
Suite 2620
Philadelphia, PA 19103
(215) 640-8523
ehocky@clarkhill.com

Counsel for Seminole Gulf Railway, L.P.

Dated: June 8, 2026

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. AB 400 (Sub-No. 8X)

SEMINOLE GULF RAILWAY, L.P.
- ABANDONMENT EXEMPTION –
IN LEE AND COLLIER COUNTIES, FL

NOTICE OF EXEMPTION

Seminole Gulf Railway, L.P. (“SGLR”) is filing this Notice of Exemption under the Board’s class exemption procedures at 49 C.F.R. Part 1152, Subpart F, seeking exemption authority for its abandonment of a line of railroad between the northern right-of-way boundary of Estero Parkway at approximately SGLR Milepost AX 979.39 in the Village of Estero, FL (Lee County) south through the remainder of Estero, and through the City of Bonita Springs, FL (Lee County, and continuing into Collier County, FL) to the corridor’s terminus at the conceptual northern right-of-way extension of Wiggins Pass Road, at approximately SGLR milepost AX 990.80 (the “Subject Line”). The Subject Line contains three freight stations. A map of the Subject Line is attached as Exhibit A.

No local service has been provided since 2008, and there is no overhead traffic on the Subject Line. At this time, following abandonment, SGLR understands that parties are interested in converting the Subject Line for interim trail use.

This Notice of Exemption is being filed pursuant to the requirements of 49 C.F.R. §1152.50 regarding exemptions for out-of-service rail lines. In accordance with such requirements, SGLR hereby provides the following information in support of its request for an abandonment exemption:

- 1) The exact name of the Applicant is Seminole Gulf Railway, L.P.
- 2) SGLR is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, chapter 105.
- 3) The relief sought by SGLR is an exemption for the abandonment of the line of railroad extending between the northern right-of-way boundary of Estero Parkway at approximately SGLR Milepost AX 979.39 in the Village of Estero, FL (Lee County) south through the remainder of Estero, and through the City of Bonita Springs, FL (Lee County, and continuing into Collier County, FL) to the corridor's terminus at the conceptual northern right-of-way extension of Wiggins Pass Road, at approximately SGLR milepost AX 990.80.
- 4) A map of the Subject Line is attached hereto as Exhibit A.
- 5) The representative of SGLR to whom correspondence should be sent is: Eric M. Hocky, Clark Hill, PLC, Two Commerce Square, 2001 Market St., Suite 2620, Philadelphia, PA 19103; (215) 640-8523; or Justin J. Marks, Clark Hill PLC, 1001 Pennsylvania Ave. N.W., Suite 1300 South, Washington, DC 20004; (202) 772-0916.
- 6) The Subject Line traverses through United States Postal Service ZIP Codes 33928, 34134, 34135, 34110.
- 7) SGLR believes that portions of the Subject Line may be suitable for trail use or other public purposes.
- 8) SGLR proposes to consummate the abandonment on or after July 29, 2026.
- 9) SGLR certifies that:
 - a) No local traffic has moved over the Subject Line since 2008. Because the Subject Line is not a "through line," there is no overhead traffic.
 - b) No formal complaint by a user of rail service on the Subject Line, or a state or local government entity acting on behalf of such user, regarding cessation of service over the

Subject Line either is pending with the Board or any U.S. District Court, or has been decided in favor of the complainant within the two year period prior to the filing of this Notice.

- 10) Although no employees of SGLR will be affected by the proposed abandonment, SGLR recognizes that its abandonment of the Subject Line will be made subject to the standard employee protective conditions as set forth in *Oregon Short Line Railroad Co.- Abandonment -- Goshen*, 360 I.C.C. 91 (1979).
- 11) SGLR filed an Environmental / Historic Report (“EHR”) with the Board, and served the agencies identified in 49 C.F.R. §1105.7(b) and the Florida State Historical Preservation Office, on May 13, 2026, twenty days prior to this filing.
- 12) SGLR certifies that it has complied with the legal (newspaper) notice requirements of 49 C.F.R. §1105.11. Notice of the proposed abandonment was published in the *Business Observer* in the Lee and Collier County editions on May 15, 2026. Copies of the form of notice and copies of the proofs of publication are attached as Exhibit B.
- 13) SGLR certifies that it has complied with the notice requirements of 49 C.F.R. § 1152.50(d)(1). A copy of the notice dated May 18, 2026, sent to the required governmental agencies is attached hereto as Exhibit C.

For the reasons set forth above, the Board should find that SGLR's proposed abandonment satisfies the exemption requirements of 49 C.F.R. §1152.50, and should issue the appropriate notice of exempt abandonment.

Respectfully submitted,



Justin J. Marks
Clark Hill PLC
1001 Pennsylvania Ave. N.W.
Suite 1300 South
Washington, DC 20004
(202) 772-0916
jmarks@clarkhill.com

Eric M. Hocky
Clark Hill PLC
Two Commerce Square
2001 Market St.
Suite 2620
Philadelphia, PA 19103
(215) 640-8523
ehocky@clarkhill.com

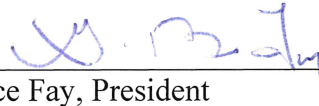
Counsel for Seminole Gulf Railway, L.P.

Dated: June 8, 2026

VERIFICATION

I hereby verify on behalf of Seminole Gulf Railway, L.P., under penalty of perjury, that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this Verification.

Executed on June 8, 2026.



G. Bruce Fay, President
Seminole Gulf Railway, Inc., General Partner

CERTIFICATE OF SERVICE

I hereby certify that on this date a copy of the foregoing Notice of Exemption was served on the persons shown on the attached list by email or first-class mail, postage prepaid.

Office of Chief of Forest Service U.S. Department of Agriculture 1400 Independence Ave., SW Washington, DC 20250-1111	Daniel Fetahovic, Freight and Rail Manager Florida Department of Transportation, Freight and Rail Office daniel.fetahovic@dot.state.fl.us
United States Department of the Army Military Surface Deployment and Distribution Command Transportation Engineering Agency ATTN: SDTE-SA (Railroads for National Defense) 1 Soldier Way, Building 1900W Scott AFB, IL 62225	U.S. Department of the Interior - National Park Service RTCA Program 1849 C Street, NW Washington, DC 20240



Justin J. Marks

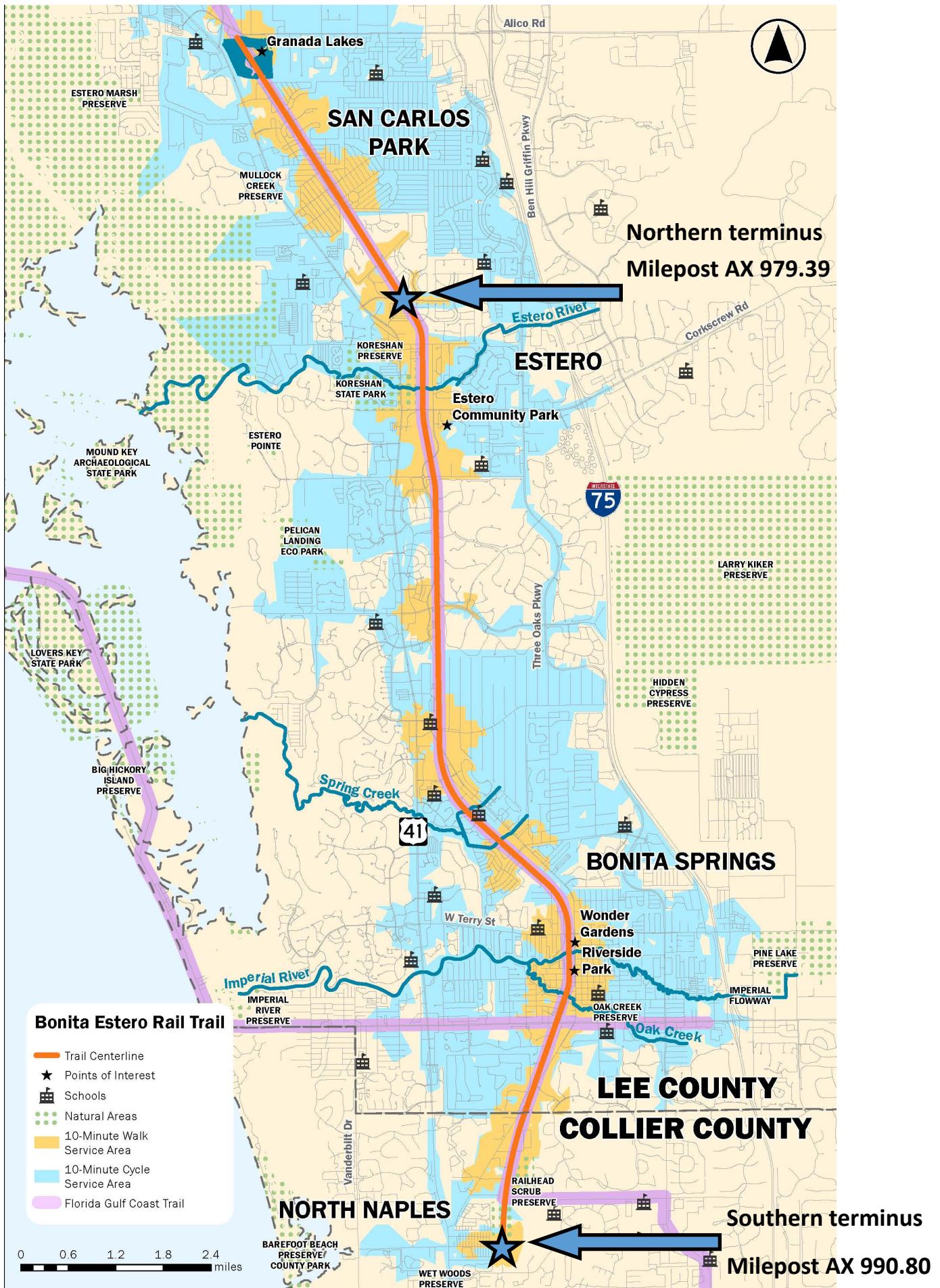
Dated: June 8, 2026

NOTICE OF EXEMPTION

EXHIBIT A

MAP

SEMINOLE GULF RAILWAY, LP (SGLR) - Rails to Trails Conversion Territory for STB Filing



NOTICE OF EXEMPTION

EXHIBIT B

NEWSPAPER NOTICE

Serial Number
26-00803C

Business Observer

Published Weekly
Naples, Collier County, Florida

COUNTY OF COLLIER

STATE OF FLORIDA

Before the undersigned authority personally appeared Holly Botkin who on oath says that he/she is Publisher's Representative of the Business Observer a weekly newspaper published at Naples, Collier County, Florida; that the attached copy of advertisement,

being a Notice of Intent

in the matter of Notice of Intent to Abandon Rail Service

in the Court, was published in said newspaper by print in the

issues of 5/15/2026

Affiant further says that the Business Observer complies with all legal requirements for publication in chapter 50, Florida Statutes.

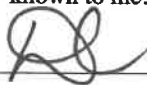
*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.


Holly Botkin

Sworn to and subscribed, and personally appeared by physical presence before me,

15th day of May, 2026 A.D.

by Holly Botkin who is personally known to me.


Notary Public, State of Florida
(SEAL)



Donna Condon
Comm.: HH 534210
Expires: Jun. 29, 2028
Notary Public - State of Florida

NOTICE OF INTENT TO ABANDON RAIL SERVICE

Seminole Gulf Railway, L.P. gives notice that on or about June 8, 2026, it intends to file with the Surface Transportation Board, Washington, DC, a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments to permit the abandonment of an approximate 11.4-mile segment of railroad line between SGLR Milepost AX 979.39 in the Village of Estero, FL (Lee County) south through the remainder of Estero, and through the City of Bonita Springs, FL (Lee County), and continuing into Collier County, FL to the corridor's terminus at the conceptual northern right-of-way extension of the Wiggins Pass Road, at approximately SGLR milepost AX 990.80, traversing through United States Postal Service ZIP Codes 33928, 34134, 34135, 34110. The proceeding will be docketed as No. AB 400 (Sub-No. 8X).

The Board's Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Office of Environmental Analysis (OEA), Surface Transportation Board, Washington, DC or by calling that office at (202) 245-0245.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board's Office of Proceedings either via e-filing or addressed to 395 E. Street S.W., Washington, DC 20423-0001 [See 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on applicants' representative [See 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238. Copies of any comments or requests for conditions should be served on the applicant's representative: Justin J. Marks, Clark Hill PLC, 1001 Pennsylvania Ave. N.W. Suite 1300 South, Washington, DC 20004; (202) 772-0916; jmarks@clarkhill.com.
May 15, 2026

26-00803C

Serial Number
26-01868L

Business Observer

Published Weekly
Fort Myers, Lee County, Florida

COUNTY OF LEE

STATE OF FLORIDA

Before the undersigned authority personally appeared Holly Botkin who on oath says that he/she is Publisher's Representative of the Business Observer a weekly newspaper published at Fort Myers, Lee County, Florida; that the attached copy of advertisement,

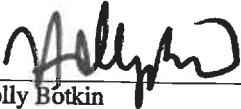
being a Notice of Intent

in the matter of Notice of Intent to Abandon Rail Service

in the Court, was published in said newspaper by print in the issues of 5/15/2026

Affiant further says that the Business Observer complies with all legal requirements for publication in chapter 50, Florida Statutes.

*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.


Holly Botkin

Sworn to and subscribed, and personally appeared by physical presence before me,
15th day of May, 2026 A.D.

by Holly Botkin who is personally known to me.


Notary Public, State of Florida
(SEAL)



Donna Condon
Comm.: HH 534210
Expires: Jun. 29, 2028
Notary Public - State of Florida

NOTICE OF INTENT TO ABANDON RAIL SERVICE

Seminole Gulf Railway, L.P. gives notice that on or about June 8, 2026, it intends to file with the Surface Transportation Board, Washington, DC, a notice of exemption under 49 CFR 1152 Subpart F—Exempt Abandonments to permit the abandonment of an approximate 11.4-mile segment of railroad line between SGLR Milepost AX 979.39 in the Village of Estero, FL (Lee County) south through the remainder of Estero, and through the City of Bonita Springs, FL (Lee County), and continuing into Collier County, FL to the corridor's terminus at the conceptual northern right-of-way extension of the Wiggins Pass Road, at approximately SGLR milepost AX 990.80, traversing through United States Postal Service ZIP Codes 33928, 34134, 34135, 34110. The proceeding will be docketed as No. AB 400 (Sub-No. 8X).

The Board's Office of Environmental Analysis (OEA) will generally prepare an Environmental Assessment (EA), which will normally be available 25 days after the filing of the notice of exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Office of Environmental Analysis (OEA), Surface Transportation Board, Washington, DC or by calling that office at (202) 245-0245.

Appropriate offers of financial assistance to continue rail service can be filed with the Board. Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and 10 copies of any pleading that raises matters other than environmental issues (such as trails use, public use, and offers of financial assistance) must be filed directly with the Board's Office of Proceedings either via e-filing or addressed to 395 E. Street S.W., Washington, DC 20423-0001 [See 49 CFR 1104.1(a) and 1104.3(a)], and one copy must be served on applicants' representative [See 49 CFR 1104.12(a)]. Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Public Assistance, Governmental Affairs, and Compliance at (202) 245-0238. Copies of any comments or requests for conditions should be served on the applicant's representative: Justin J. Marks, Clark Hill PLC, 1001 Pennsylvania Ave. N.W. Suite 1300 South, Washington, DC 20004; (202) 772-0916; jmarks@clarkhill.com.
May 15, 2026

26-01868L

NOTICE OF EXEMPTION

EXHIBIT C

10-DAY NOTICE LETTER

Justin J. Marks
T (202) 772-0916
F +12027720919
Email:jjmarks@ClarkHill.com

Clark Hill
1001 Pennsylvania Avenue N.W.
Suite 1300 South
Washington, DC 20004
T (202) 772-0909
F (202) 772-0919

May 18, 2026

Daniel Fetahovic, Freight and Rail
Manager
Florida Department of Transportation,
Freight and Rail Office
daniel.fetahovic@dot.state.fl.us

United States Department of the Army
Military Surface Deployment and Distribution
Command
Transportation Engineering Agency
ATTN: SDTE-SA (Railroads for National Defense)
1 Soldier Way, Building 1900W
Scott AFB, IL 62225

U.S. Department of the Interior -
National Park Service
RTCA Program
1849 C Street, NW
Washington, DC 20240

Office of Chief of Forest Service
U.S. Department of Agriculture
1400 Independence Ave., SW
Washington, DC 20250-1111

Re: Seminole Gulf Railway, L.P. – Abandonment Exemption –
in Lee and Collier Counties, FL
Surface Transportation Board Docket No. AB 400 (Sub-No. 8X)

To Whom it May Concern:

This letter is being sent to you pursuant to the requirements of 49 C.F.R. §1152.50(d), to advise you that Seminole Gulf Railway, L.P. ("SGLR") intends to file a notice for exemption for SGLR to abandon rail service over the line of railroad described below, by filing a verified notice of exemption pursuant to the provisions of 49 C.F.R. Part 1152 Subpart F. SGLR expects to file the notice of exemption with the Surface Transportation Board ("STB") on or about June 8, 2026, under STB Docket No. AB 400 (Sub-No. 8X).

SGLR will invoke the STB's exemption procedures to abandon service of the line of railroad between the northern right-of-way boundary of Estero Parkway at approximately SGLR Milepost AX 979.39 in the Village of Estero, FL (Lee County) south through the remainder of Estero, and through the City of Bonita Springs, FL (Lee County, and continuing into Collier County, FL) to the corridor's terminus at the conceptual northern right-of-way extension of the Wiggins Pass Road, at approximately SGLR milepost AX 990.80. The subject line traverses through United States Postal Service ZIP Codes 33928, 34134, 34135, 34110. A map of the subject line is enclosed.

May 18, 2026
Page 2

Based upon information in SGLR's possession, the subject line does not contain federally granted rights of way. Any documentation in SGLR's possession will be made available to those requesting it.

Sincerely,

A handwritten signature in blue ink, reading "Justin J. Marks". The signature is written in a cursive style with a large, stylized "J" and "M".

Justin J. Marks
Counsel to Seminole Gulf Railway, L.P.

Enclosure

SEMINOLE GULF RAILWAY, LP (SGLR) - Rails to Trails Conversion Territory for STB Filing

