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**BEFORE THE
SURFACE TRANSPORTATION BOARD
Washington, D.C.**

_____)
Chelsea Property Owners -- Abandonment --)
Portion of the Consolidated Rail Corporation's)
West 30th Street Secondary Track in New York, NY)
_____)

Docket No. AB 167
(Sub-No. 1094)A

**MOTION OF CHELSEA PROPERTY OWNERS FOR
ENLARGEMENT OF TIME TO FILE ITS REPLY TO THE
JOINT STATEMENT OF THE CITY OF NEW YORK AND
THE RAILROAD INTERESTS**

Chelsea Property Owners, by its undersigned attorney, hereby requests that the time for it to reply to the Joint Statement filed September 22, 2004 by the City of New York ("City") and the railroad interests be enlarged by 11 days, from December 2, 2004 to December 13, 2004.

The City, the railroad interests, agencies of the State of New York, and CPO have been engaged in a long and complex negotiation to resolve the issues raised by the abandonment of the Highline, the City's request for a CITU, and the plans of the City and state agencies for the areas of the city through and over which the Highline passes. On October 7, 2004 CPO requested an enlargement of time of 21 days from October 12 to November 2, 2004 to afford the parties additional time to resolve the differences among them by agreement. The Board granted that request.

During that extension period, the parties reached agreements on all substantive issues and began the process of documenting them. On October 28, 2004 CPO requested a further extension of 30 days from November 2 to December 2, 2004 to permit the parties to complete the documentation process. The Board granted that request. During the past 30 days very substantial progress has been made on completing the documentation. Unfortunately, the process cannot be

sufficiently completed by December 2, 2004 to permit the parties to sign key settlement documents. The City and CPO believe that an additional 11 days will be sufficient time to bring the documentation process to a point where the parties can sign key settlement documents. Accordingly, CPO requests that the Board further extend its time to file a reply to the Joint Statement from December 2 to December 13, 2004.

We have been authorized to represent that the City and the railroad interests do not object to this requested enlargement.

Respectfully submitted,

CHELSEA PROPERTY OWNERS

By: _____
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Dated: December 1, 2004

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of December 2004 I served copies of the foregoing MOTION OF CHELSEA PROPERTY OWNERS FOR ENLARGEMENT OF TIME TO FILE REPLY TO THE JOINT STATEMENT OF THE CITY OF NEW YORK AND THE RAILROAD INTERESTS on all parties to this proceeding by depositing copies thereof in the United States mail, postage prepaid, addressed to counsel for the parties on the attached sheets.

Dated: December 1, 2004

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Formal Filing

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