



November 29, 2007

Via Electronic Filing
Hon. Vernon A. Williams, Secretary
Surface Transportation Board
395 E Street S.W.
Washington, DC 20024

Re: STB Docket No AB-290 (Sub. No 271X), Norfolk Southern Railway Company -
Abandonment - In Wyoming and Genesee Counties, NY - Notice of Exemption (Filed November
28, 2007)

Dear Secretary Williams:

Pursuant to the Surface Transportation Board Notice of Exemption published in the Federal Register on November 28, 2007, B P Rail Corporation D/B/A BP Rail ("BPR") hereby advises the Board and parties of record of its intent to file an Offer of Financial Assistance ("OFA") under 49 CFR 1152.27. The OFA is to purchase the Norfolk Southern Railway Company ("NSR") line of railroad lying between mileposts UG 360.20 (Alexander) and UG 364.70 (Attica) in Wyoming and Genesee Counties, New York.

In Connection with this notice of intent to file an Offer of Financial Assistance, BPR requests that the applicant carrier provide the information set forth in 49 CFR 1152.27(a) including the minimum purchase price required to acquire the Line. We also request NSR provide its most recent report on the physical condition of the involved line and traffic, revenue and other data necessary to determine NSR's estimate on net liquidation value of the line together with supporting data reflecting available real estate appraisal, assessments of quality and the quantity of track material in the line and removal cost estimates used to obtain the net liquidation value.

Furthermore pursuant to 49 CFR 1152.27(c)(2)(ii)(C) BPR requests the Board to toll the thirty day period for submitting offers of financial assistance for an additional sixty days in order to provide offerors with an adequate opportunity to receive, review and analyze the material provided by applicants and submit their OFA. This will not prejudice the interest of applicant carrier or any other party.

Respectfully,

Vincent Caruso, Jr.
Authorized Representative
BP Rail Corporation

VC/mc



I, Vincent Caruso, Jr., certify that copies of BPR's Notice of Intent to file an OFA dated November 29, 2007

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Were served November 29, 2007, on the following By First Class United States mail to:

Norfolk Southern Railway Company (Party of Record)
James R. Paschall
Three Commerce Place
Norfolk, VA 23510-2191



Vincent Caruso, Jr.
Authorized Representative
BP Rail Corporation

Dated: November 29, 2007