

# CLARK HILL

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October 20, 2017

## VIA E-FILING

Cynthia T. Brown  
Chief, Section of Administration, Office of  
Proceedings  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

**Re: Buffalo & Pittsburgh Railroad, Inc.  
-- Exempt Abandonment --  
In Erie and Cattaraugus Counties, NY  
STB Docket No. AB-369 (Sub-No. 7X)**

Dear Ms. Brown:

I am writing on behalf of the applicant Buffalo & Pittsburgh Railroad, Inc. ("BPRR") to respond to the letter dated October 18, 2017, from Erie Cattaraugus Rail Trail, Inc. ("ECRT") seeking a 180-day extension of the NITU previously issued to ECRT in this proceeding. BPRR and ECRT have continued to negotiate an interim trail use and rail banking agreement.

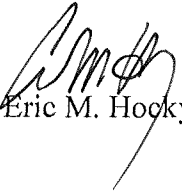
BPRR hereby advises the Board that it is agreeable to an extension of 180 days as requested by ECRT to allow for continued negotiations on an interim trail use agreement. BPRR further advises the Board that it has not consummated the abandonment, nor will it do so pending extension of the NITU.

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Please let us know if you need any additional information.

Respectfully,

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Eric M. Hocky

EMH/e

cc: Marc A. Romanowski, counsel for ECRT - by email  
Tom Alworth, New York State Office of Parks - by email  
Joseph V. Kocsis, Jr., Western New York Railway Historical Society, Inc.- by mail