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Ms. Cynthia T. Brown
Surface Transportation Board
395 E Street, S.W.
Washington DC 20423

**Re: New England Transrail, LLC d/b/a Wilmington & Woburn Terminal
Railway-Construction, Acquisition and Operation Exemption-in Wilmington
and Woburn, Massachusetts
Docket No. FD 34797 (Sub No. 1)
*Further Status Report***

Dear Ms. Brown:

By this letter, Petitioner New England Transrail ("NET") and Wilmington Woburn Intermodal, LLC ("WWI")¹ provide their joint further status report pursuant to the April 5, 2019 Board decision, as amended by the October 24, 2019 Board decision which requires the parties to submit a status report by November 8, 2019, and every 90 days thereafter. The parties last filed separate reports in mid-July 2019.

In October 2018, representatives of WWI presented to the Wilmington Board of Selectmen, WWI's concept for a potential project alternative to the project which is the subject of NET's petition before the Board. The parties apprised Danielle Gosselin in the Board's Office of Environmental Assessment of those preliminary discussions. The conceptual alternative would involve a warehouse for the bulk transfer and short-term storage of retail and other commodities.

¹ In November, 2018, NET petitioned to substitute WWI as the Petitioner. WWI is a joint venture between NET and commercial developer GFI Partners. That petition is still pending with the Board. Nevertheless, WWI is joining in this status report.

However, the parties are aware that substantial areas of disagreement persist in the previously reported discussions between the U.S. Environmental Protection Agency (a cooperating agency with the Board's OEA in this proceeding) and the site's current owner, Olin Corporation, concerning the scope and documentation of remaining remedial investigation and feasibility study for the Superfund Site that overlaps with and implicates the site for any NET or WWI project. Nonetheless, there has been further correspondence between Olin and EPA concerning Olin's technical submittals and EPA's review and comment on them.

NET and WWI understand that the OEA has been given copies of the April and May submissions (Executive Summaries) sent by Olin to the EPA as well as a copy of the EPA's Power Point presentation from their most recent public meeting in June 2019.

In light of the halting progress in the Superfund matters affecting the project site, WWI (and, by extension, NET as an investor in it) represents that it is not in a position to bring to a final conclusion its engineering and planning of a potential alternative redevelopment project until tangible progress has been made toward the development and approval of remedial options for clean-up of the Olin site. NET/WWI remains fully engaged with EPA and Olin Corporation in an effort to obtain the information which we feel would be satisfactory to the Town of Wilmington and to the STB.

Olin and EPA, in an October 22nd Public Meeting reiterated their plans for completion of a cleanup plan. WWI (and the Town of Wilmington) continue to await the scheduled December 2019 release of the EPA cleanup plan to be followed by negotiation of the plan with involved parties, and the release as Record of Decision ("ROD") regarding cleanup of the subject property. WWI has continued its ongoing dialogue with EPA and Olin, and, the channel of discussions with the Town of Wilmington remains open. WWI (and NET) are intent on contributing positively to the Olin - EPA efforts towards the development and approval of a cleanup plan and ROD for the site which supports an environmentally friendly redevelopment. At that time, or shortly thereafter, the Town of Wilmington and WWI will be able to integrate the EPA planning into their discussions. The cleanup plan and the ROD will also be informative to the STB and its deliberations.

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Please let us know if the Board has any questions concerning this report.

Very truly yours,

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EMH/dml

cc: Danielle Gosselin, OEA
Daniel Deutsch, Esq.
Service List

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CERTIFICATE OF SERVICE

I, hereby certify that on the 8th day of November, 2019, a copy of the foregoing "Further Status Report " was sent by U.S. Mail to the following Parties of Record:

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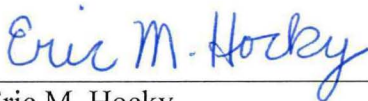
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