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December 3, 2019

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VIA ELECTRONIC FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street S.W., Room 1034
Washington, DC 20423-0001

 GRANTED Office of Proceedings	DECISION ID NO. 50041
	DECIDED DATE: 12/4/2019
	SERVED DATE: 12/5/2019
	APPROVED: <i>an c di</i> Director Close discovery and joint submission due 1/30/2020; opening statements due ☒ 3/30/2020; replies due 5/13/2020.

Re: **Docket No. FD 36332**
National Railroad Passenger Corporation -- Petition
For Proceedings Under 49 U.S.C. § 24903(c)(2)

Dear Ms. Brown:

For the reasons set forth below, the National Railroad Passenger Corporation ("Amtrak"), and the Commuter Rail Division of the Regional Transportation Authority and the Northeast Illinois Regional Commuter Railroad Corporation (the latter two entities collectively "Metra"), jointly request¹ modification of the procedural schedule governing the above-captioned proceeding.

The Parties have begun to undertake written discovery and agree that additional time is necessary for the completion of that discovery and the scheduling and taking of oral depositions. Such efforts will further support the Parties', and the Board's, shared interest in identifying and minimizing disputed issues for resolution.

In light of this, and the forthcoming holidays, the Parties request adoption of the following modified procedural schedule to govern this matter, generally extending all deadlines by 30 days:

January 30, 2019	Close discovery; joint submission to the Board of issues for determination.
March 30, 2019	Parties file simultaneous opening statements with evidentiary submissions.

¹ Counsel for Amtrak has consented to Metra's representation that the relief herein is requested "jointly." Metra is making this filing on behalf of both parties in the interest of expediency and in light of the request the Board grant relief on an expedited basis.

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Parties file simultaneous replies with evidentiary submissions.

The Board consistently has accepted revisions to procedural schedules where the parties jointly agree that further time is warranted to conduct discovery and file submissions. *See, e.g., Application of the National Railroad Passenger Corporation under 49 U.S.C. § 24308(a) — Canadian National Railway Company*, Docket No. FD 35743 (STB served Dec. 9, 2015); *Capitol Corridor Joint Powers Authority and National Railroad Passenger Corporation — Petitions for Declaratory Order — PRIIA Section 209 Cost Allocation Methodology Implementation*, Docket No. FD 35790 (STB served Jul. 18, 2014).

For the reasons set forth above, good cause exists for modification of the procedural schedule in this matter.

Respectfully submitted,


Bradon J. Smith
Attorney for Metra

bjs

cc: Neil K. Gilman, Esq.;
Parties of Record