



**Department of
Transportation**

ANDREW M. CUOMO
Governor

MARIE THERESE DOMINGUEZ
Commissioner

JANICE A. McLACHLAN
Acting Chief Counsel

300094

December 6, 2019

ENTERED
Office of Proceedings
December 6, 2019
Part of
Public Record

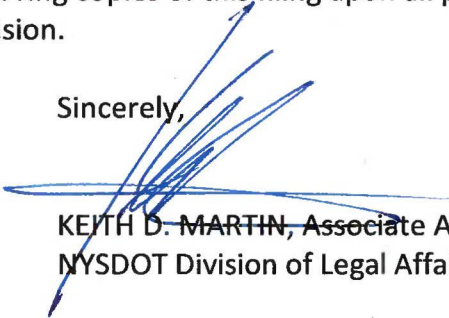
The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street. SW, Room #100
Washington, DC 20423-0001

Re: Bessemer and Lake Erie Railroad Company – Acquisition and Operation –
Certain Rail Lines of CSX Transportation, Inc. in Onondaga, Oswego, Jefferson, Saint
Lawrence and Franklin Counties, New York
STB Finance Docket No. 36347

Dear Ms. Brown:

Enclosed for filing in the above matter are the original and 10 copies of the NYS Department of Transportation's (NYSDOT) "Notice of Intent to Participate," including a certificate of service showing that NYSDOT is serving copies of this filing upon all persons specified in the Board's September 5, 2012 decision.

Sincerely,


KEITH D. MARTIN, Associate Attorney
NYSDOT Division of Legal Affairs

KDM/kdm
Enclosure

cc: Service List
R. Hessinger, Director of Freight and Passenger Rail Bureau, NYSDOT

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 36347

**BESSEMER AND LAKE ERIE RAILROAD COMPANY
-ACQUISITION AND OPERATION-
CERTAIN RAIL LINES OF CSX TRANSPORTATION, INC.**

IN

ONONDAGA, OSWEGO, JEFFERSON, SAINT LAWRENCE AND FRANKLIN COUNTIES, NEW YORK

NOTICE OF INTENT TO PARTICIPATE

In accordance with the Board's decision served on October 22, 2019 in the above-captioned matter, the NYS Department of Transportation's (NYSDOT) hereby provides notice of its intention to participate in this proceeding. Please add my name and address to the service list as the party of record representing NYSDOT.

Respectfully submitted,



Keith D. Martin
Associate Attorney
NYSDOT Office of Counsel, 6th Floor
50 Wolf Road, Albany, NY 12232
Direct Phone: 518.457.9765
Receptionist/Secretary Phone: 518.457.2411
Facsimile: 518.457.4021
E-mail: keith.martin@dot.ny.gov

Dated: December 6, 2019

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 36347

**BESSEMER AND LAKE ERIE RAILROAD COMPANY
-ACQUISITION AND OPERATION-
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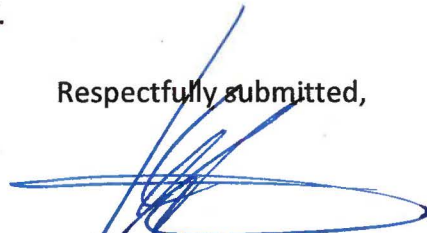
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Facsimile: 518.457.4021
E-mail: keith.martin@dot.ny.gov

Dated: December 6, 2019

CERTIFICATE OF SERVICE
MADE IN ACCORDANCE WITH 49 C.F.R. § 1104.12.

I hereby certify that on December 6, I served the foregoing Notice of Intent via e-mail to the following:

Lou@lgraillaw.com

canambta@aol.com

jbartos@geclaw.com

redelman@mooneygreen.com

james.guinivan@dentons.com

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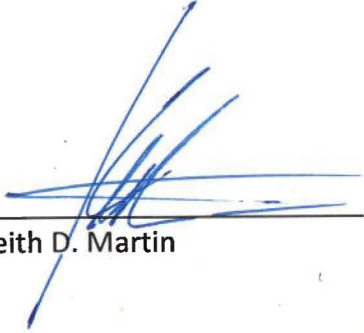
I also hereby certify that on December 6, I served the foregoing Notice of Intent to Participate by first-class mail, postage prepaid, on the following:

Secretary of Transportation
1200 New Jersey Avenue, S. E.
Washington, DC 20590

Attorney General of the United States
c/o Assistant Attorney General
Antitrust Division
Room 3109
Department of Justice
Washington, DC 20530

William W. Scriber
1 East Second Street
Oswego
Oswego, NY 13126
United States

Gordon P. Macdougall
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Keith D. Martin