

300310

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

THOMAS J. LITWILER
(312) 252-1508
tlitwiler@fletcher-sippel.com

ENTERED
Office of Proceedings
January 27, 2020
Part of
Public Record

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

January 24, 2020

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

Re: **Docket No. AB-1290X**
Wisconsin Rapids Railroad, L.L.C. – Discontinuance
of Service Exemption – In Wood County, Wisconsin

Docket No. AB-303 (Sub-No. 52X)
Wisconsin Central Ltd. – Abandonment
Exemption – In Wood County, Wisconsin

Dear Ms. Brown:

On January 8, 2020, the Surface Transportation Board issued a decision in the above-captioned proceedings permitting Wisconsin Rapids Railroad, L.L.C. to discontinue service over and Wisconsin Central Ltd. ("WCL") to abandon a rail line known as the Biron Lead extending approximately 1.1 miles from MP 0.4 at Plover Road (State Highway 54) to MP 1.5 at South Biron Drive in Biron, Wood County, Wisconsin. Ordering paragraph 2 of the decision requires that WCL serve a copy of the decision on ND Paper Inc. ("ND Paper").

I hereby certify that on January 24, 2020, a copy of the Board's decision was served by first class mail, postage prepaid, on ND Paper, under cover of the attached transmittal letters.

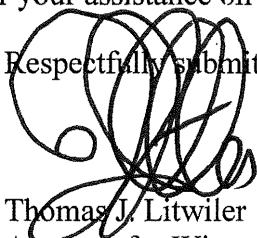
Counsel for WCL and ND Paper have corresponded regarding the Board's decision since shortly after its issuance on January 8th. Actual service of the decision on ND Paper, however, was not completed within the five-day period specified in the Board's decision. Pursuant to 49 C.F.R. § 1117.1, WCL seeks waiver as necessary of ordering paragraph 2 of the Board's decision to accommodate the actual service and to allow acceptance of this certification. As noted, WCL and ND Paper have coordinated closely regarding the proposed abandonment, and WCL does not believe ND Paper has been prejudiced by the delay in actual service.

FLETCHER & SIPPEL LLC

Ms. Cynthia T. Brown
January 24, 2020
Page 2

If you have any questions regarding this certification or the request for waiver, please feel free to contact me. Thank you for your assistance on this matter. Kind regards.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'TJL', is written over the text 'Respectfully submitted,'.

Thomas J. Litwiler
Attorney for Wisconsin Central Ltd.

TJL:tl

Attachment

cc: Peter A. Pfohl, Esq.

FLETCHER & SIPPEL LLC

ATTORNEYS AT LAW

29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208

Phone: (312) 252-1500
Fax: (312) 252-2400
www.fletcher-sippel.com

THOMAS J. LITWILER
(312) 252-1508
tlitwiler@fletcher-sippel.com

January 24, 2020

Mr. David Falk
Vice President & General Manager, Biron Mill
ND Paper Inc.
621 North Biron Drive
Wisconsin Rapids, WI 54494

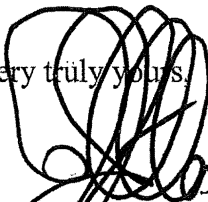
Re: **Docket No. AB-1290X**
Wisconsin Rapids Railroad, L.L.C. – Discontinuance
of Service Exemption – In Wood County, Wisconsin

Docket No. AB-303 (Sub-No. 52X)
Wisconsin Central Ltd. – Abandonment
Exemption – In Wood County, Wisconsin

Dear Mr. Falk:

On January 8, 2020, the Surface Transportation Board issued a decision in the above-captioned proceedings permitting Wisconsin Rapids Railroad, L.L.C. to discontinue service over and Wisconsin Central Ltd. ("WCL") to abandon a rail line known as the Biron Lead extending approximately 1.1 miles from MP 0.4 at Plover Road (State Highway 54) north to MP 1.5 at South Biron Drive in Biron, Wood County, Wisconsin. Ordering paragraph 2 of the decision requires that WCL serve a copy of the decision on ND Paper. Accordingly, a copy of the Board's decision is enclosed for your reference.

Please feel free to contact me should you have any questions regarding this matter. Kind regards.

Very truly yours,


Thomas J. Litwiler
Attorney for Wisconsin Central Ltd.

TJL:tl

Enclosure

cc: Peter A. Pfohl, Esq.