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August 14, 2020

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

EXPEDITED ACTION REQUESTED

Re: **Unopposed** Motion for Extension of Time,
FD No 36399, Brookhaven Rail LLC – Petition For
Exemption from Requirements of 49 U.S.C. § 10909

Dear Ms. Brown:

Our firm was contacted and retained earlier today by the Citizens Campaign for the Environment (the “Campaign”) to represent its interests in opposing the petition that Brookhaven Rail LLC (“Brookhaven”) filed in the above-captioned proceeding for an exemption from the requirements of 49 U.S.C. § 10909.

The Campaign’s reply to Brookhaven’s petition would normally be due Monday, August 17, 2020. Because of the lateness of our retention and the breadth of the issues, we contacted counsel for Brookhaven to request a 30-day extension, through September 16, 2020. Counsel for Brookhaven graciously stated that it does not oppose the requested extension.

Accordingly, the Campaign respectfully requests that it can be granted an unopposed extension through September 16, 2020, to file its reply to Brookhaven’s petition.

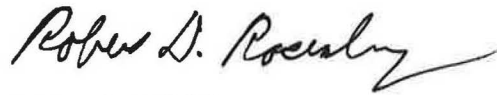
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If there are any questions, please contact the undersigned counsel for the Campaign.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert D. Rosenberg", with a long, sweeping horizontal line extending to the right.

Peter A. Pfohl

Robert D. Rosenberg

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cc: Thomas W. Wilcox, Esq.,
Counsel for Brookhaven Rail LLC