

# CLARK HILL

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October 8, 2020

## VIA E-FILING

301165

Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

ENTERED  
Office of Proceedings  
October 8, 2020  
Part of  
Public Record

Re: STB Docket No. FD 36436  
Central Railroad Company of Indianapolis  
-Lease and Operation Exemption -  
Norfolk Southern Railway Company

Dear Ms. Brown:

On October 8, 2020 the Board issued a Notice of Exemption in the above referenced docket. The Board included in its Notice of Exemption footnote 2 stating:

Under the Amended Agreement, the Line will end at milepost RK-138.8, making it 0.2 mile shorter than the leased track under the Current Agreement, which ends at milepost RK-138.6. Although this notice reflects the modified mileage, CERA retains a common carrier obligation to operate between milepost RK-138.8 and milepost RK-138.6 until it receives authority to discontinue service over that section of track and consummates that authority.

CERA submits this letter to clarify that CERA previously obtained authority to discontinue the 0.2 mile of Line referenced in footnote 2 and consummated that authority (a notice of consummation is not required for a discontinuance). *See Norfolk Southern Railway Co. – Abandonment Exemption – in Hartford City, Ind.* Docket No. AB 290 (Sub-No. 392X) (served August 21, 2017); *Central Railroad Co. of Indianapolis – Discontinuance of Lease and Operation Authority – Hartford City, Ind.* Docket No. AB 511 (Sub-No. 7X) (served August 21, 2017).

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To avoid any future misunderstandings in the future, CERA requests that the Board correct footnote 2 to reflect the previous discontinuance.

Thank you for your consideration of this request.

Respectfully,

A handwritten signature in blue ink, reading "Justin J. Marks". The signature is written in a cursive, flowing style.

Justin J. Marks

*Counsel for Central Railroad Company of Indianapolis*