

ENTERED
Office of Proceedings
March 3, 2021
Part of
Public Record

EXPEDITED CONSIDERATION REQUESTED

 GRANTED Office of Proceedings	DECISION ID NO.: 50676
	DECIDED DATE: 3/5/2021
	SERVED DATE: 3/5/2021
	APPROVED: <i>Aim C. Dini</i> Director
	☒ Comments due 3/23/2021

**BEFORE THE UNITED STATES
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 35068

**SOO LINE RAILROAD COMPANY D/B/A CANADIAN PACIFIC RAILWAY
– ACQUISITION AND OPERATION EXEMPTION –
BNSF RAILWAY COMPANY**

**UNOPPOSED MOTION FOR EXTENSION OF TIME
TO SUBMIT COMMENTS ON RAILROAD PROPOSALS**

New Century Ag (“NCA”) hereby moves for a brief, one week extension of the time established by the Board in its December 29, 2020 Decision in this proceeding (“Reopening Decision”) for NCA to submit comments on the Proposals filed by Soo Line Railroad Company d/b/a Canadian Pacific Railway Company (“CP”) and BNSF Railway Company (“BNSF”) in this proceeding on March 1, 2021. In the Reopening Decision, the Board directed CP and BNSF to submit either a joint proposal that informed the Board “how NCA will be provided with a level of service commensurate with the broad representations underlying the Board’s 2007 Decision,” or notify the Board that no agreement could be reached. Reopening Decision at 6. The Board also granted NCA an opportunity to submit comments on “the proposal” within 15 days after its filing. *Id.*

On March 1 CP and BNSF separately informed the Board that they could not reach agreement; however, they also submitted separate, extensive Proposals that each railroad represents complies with the Reopening Decision. NCA requires a brief extension of the 15-day

period in which to review and prepare any comments it has on the two Proposal documents and accompanying verified statements. Moreover, a brief extension is required because counsel for NCA is involved in a Board-sponsored mediation in another proceeding that has been scheduled for March 15 and 16. Accordingly, NCA requests an extension of the deadline for it to submit comments of one week, so that they would now be due on March 23, 2021. NCA counsel has conferred with counsel for BNSF and CP regarding this request and is authorized by them to state that BNSF consents to this request and that CP does not object to it.

For the reasons set forth above, NCA respectfully moves the Board to expeditiously grant the requested extension .

Respectfully submitted, .



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March 3, 2021

CERTIFICATE OF SERVICE

I hereby certify that, on this 3rd day of March 2021, a copy of the foregoing Motion for Extension of Time to Submit Comments on Railroad Proposals was served by email on all parties on the official Service List for Dockets No. FD 35068.



Thomas W. Wilcox