

HOUSATONIC RAILROAD COMPANY, INC.

4 HUNTLEY ROAD, P.O. BOX 687

OLD LYME, CT 06371

302688

ENTERED

Office of Proceedings

July 6, 2021

Part of

Public Record

Ms. Cynthia Brown
Secretary, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Re: Metro-North Commuter Railroad Company—Adverse Discontinuance of Trackage Rights—Housatonic Railroad Company, STB Docket No. AB-1311

Request for Continuance

Dear Ms. Brown:

On May 13, 2021, Housatonic Railroad Company, Inc. served interrogatories upon Metro-North Railroad.

On June 9, 2021, Metro-North Railroad filed a Motion for a Protective Conditions with respect to certain of the interrogatories.

On June 29, 2021, Housatonic Railroad filed a Reply to Metro-North's Motion for a Protective Conditions. In that Reply, Housatonic Railroad requested, *inter alia*, an extension of time for the filing of its Reply to Metro-North's Application for Adverse Abandonment from the current due date of July 22, 2021 until the completion of discovery.

HRRC represents that it cannot effectively complete the Reply to the Application for Adverse Abandonment prior to completing discovery.

Pending the decision of the Board on the Motion for Protective Conditions and HRRC's Reply thereto, HRRC requests that the Board issue an order granting a continuance for HRRC's filing of its Reply to Metro-North's Application for Adverse Abandonment until 20 days following the Board's decision on the Motion for Protective Conditions and the reply thereto and, if the Board Orders compliance with any of the disputed interrogatories or such other measures as are requested to HRRC's Reply, for a further period of 20 days following compliance therewith by Metro North.

Very truly yours,

/s/ Edward J. Rodriguez
Edward J. Rodriguez

CERTIFICATE OF SERVICE

I, Edward J. Rodriguez, certify that I have this 6th day of July, 2021, served a true and correct copy of the foregoing document upon Metro-North Commuter Railroad Company's counsel of record, as listed below, by email.

Charles A. Spitulnik
Katherine C. Bourdon
Kaplan Kirsch & Rockwell
1634 I (Eye) Street NW, Suite 300
Washington, DC 20006
cspitulnik@kaplankirsch.com
kbourdon@kaplankirsch.com

and

Mr. Dick Walsh
National Association of Reversionary Property Owners
1100 Bellevue Way NE Ste 8A PMB 719
Bellevue, Washington 98004
Dick156@earthlink.net

/s/ Edward J. Rodriguez

Edward J Rodriguez
General Counsel
Housatonic Railroad Company, Inc.
4 Huntley Road
P.O. Box 687
Old Lyme, Connecticut 06371
e.rodriguez@hrrc.com