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SERVICE DATE – NOVEMBER 5, 2021

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 36548

JAMES RIFFIN—ACQUISITION AND OPERATION EXEMPTION—
IN YORK COUNTY, PA.

Decided: November 5, 2021

On October 7, 2021, James Riffin (Riffin) filed a verified notice of exemption under 49 C.F.R. § 1150.31 to acquire and operate approximately 5.53 miles of rail line between milepost 7.53 and milepost 2.0, in Hellam Township, Pa., and approximately 180 feet of rail line between milepost 0.034 and milepost 0.0 in New Freedom, Pa. The bases for Riffin's acquisitions are two state court actions in which, Riffin alleges, he has been declared, or seeks to be declared, the owner of property on which he claims there are Board-jurisdictional rail lines. Riffin's notice includes an extensive narrative regarding the history of each line. (See Notice 5-10.) The exemption is scheduled to become effective on November 6, 2021.

To provide sufficient time for full consideration of the issues presented, the effective date of the exemption will be postponed until further order of the Board.

It is ordered:

1. The effective date of the exemption is postponed until further order of the Board.
2. This decision is effective on its date of service.

By the Board, Scott M. Zimmerman, Acting Director, Office of Proceedings.