

LAW OFFICES OF
LOUIS E. GITOMER, LLC
303567

LOUIS E. GITOMER
Lou@lgraillaw.com

MELANIE B. YASBIN
Melanie@lgraillaw.com
410-296-2205

ENTERED
Office of Proceedings
January 21, 2022
Part of
Public Record
January 21, 2022

600 BALTIMORE AVENUE,
SUITE 301
TOWSON, MARYLAND 21204-4022
(410) 296-2250 * (202) 466-6532
FAX (410) 332-0885

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

Re: **Docket No. AB-55 (Sub-No. 775X), CSX Transportation, Inc.—
Abandonment—in Clark, Floyd, Lawrence, Orange, and Washington Counties,
IN**

Dear Ms. Brown:

CSXT Transportation, Inc. (“CSXT”) responds to the letter filed January 21, 2022 by the City of New Albany, Indiana (the “City”) in which the City seeks a one-year extension of time to negotiate interim trail use/rail banking until February 18, 2023 for the approximately 62.3-mile rail line on CSXT’s Northern Region, Louisville Division, Hoosier Subdivision between near Bedford, milepost 00Q251.7, and near New Albany, milepost 00Q314.0, all in Clark, Floyd, Lawrence, Orange, and Washington Counties, IN (the “Line”).

CSXT agrees to the requested extension of the interim trails use/rail banking negotiation period until February 18, 2023 with the City. CSXT has not consummated abandonment of the Line.

As provided in 49 C.F.R. § 1152.29(e)(2), the extension of the trail negotiation period until February 18, 2023, creates a regulatory barrier to consummation of the abandonment, which provides CSXT with an additional 60 days to consummate the abandonment to April 19, 2023, if trail negotiation is unsuccessful. CSXT respectfully request that the Board confirm that the extension of the consummation period as provided in the regulations applies in this instance.

Ms. Cynthia T. Brown
January 21, 2022
Page 2

I certify that this letter has been served on all parties of record by email or first-class mail postage prepaid.

This letter is being efiled. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,

/s/ *Louis E. Gitomer*

Louis E. Gitomer
Attorney for CSX Transportation, Inc.