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Office of Proceedings
May 11, 2022
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BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, D.C.

Finance Docket No. 36548

ACQUISITION AND OPERATION EXEMPTION
IN YORK COUNTY, PA

VERIFIED NOTICE OF EXEMPTION

MOTION TO AMEND NOE

1. James Riffin, (Applicant), a non-carrier, moves to AMEND his October 7, 2021 filed Notice of Exemption (“**NOE**”), in the above entitled proceeding.

2. Paragraph 1 (e) of the NOE (“Brief Summary”) listed THREE line segments that Riffin sought authority to acquire and operate:

A. The segment of the Stewartstown Railroad’s line of railroad, that lies between MP 0.00 and MP 0.034. Riffin herewith moves to **DELETE** this line segment from his NOE. Reason for the Deletion: Riffin’s ‘legal interest’ in this line segment, at this point in time, is tenuous / speculative. (Riffin must first prevail in Quiet Title litigation, before he acquires any legal interest in the line segment.)

B. The segment of the Penn Central’s York Branch line of railroad that lies between MP 2.0 and MP 7.0. Riffin herewith moves to **DELETE** this line segment from his NOE. Reason for the Deletion: Whether this line segment is still a line of railroad / is still subject to the jurisdiction of the Board, at this point in time, is tenuous / speculative.

[In FD 24738, filed in 1967, the Pennsylvania Railroad (“**PRR**”) sought authority to abandon the York Branch line segment that lies between MP 1.2 and MP 7.0. It is presently unknown if, pursuant to Pennsylvania abandonment law, either the PRR, or the Penn Central Corporation, consummated abandonment of this line segment.]

C. The segment of the York Branch line of railroad that lies between MP 7.0 and the Western side of the Campbell Road right-of-way, at or near MP 7.53. Riffin MAKES NO CHANGE to this portion of the NOE. [The NOE, **as amended**, now seeks authority to acquire and operate ONLY that line segment that lies between MP 7.0, and the western side of Campbell Road, at or near MP 7.53, situate in the Township of Hellam, York County, PA.]

3. All other references to the Stewartstown Railroad line segment, and to the York Branch line segment that lies between MP 2.0 and MP 7.0, are herewith likewise DELETED.

4. An AMENDED “Caption Summary” is appended.

Respectfully submitted,

/s/ James Riffin

James Riffin

Date: May 10, 2022

VERIFICATION

I, James Riffin, being over the age of 21, and being competent and authorized to execute this Verified Notice of Exemption, state, under the penalties of perjury, that I have read the foregoing AMENDED Notice of Exemption, and that its contents are true and correct to the best of my personal knowledge, information and belief.

/s/ James Riffin

James Riffin

NOTICE OF EXEMPTION

Finance Docket No. 36548

CAPTION SUMMARY

ACQUISITION AND OPERATION EXEMPTION IN YORK COUNTY, PA

James Riffin, a non-carrier, has filed a Notice of Exemption under 49 U.S.C. §10901, to acquire and operate, in his individual capacity, that portion of the York Branch, Line Code 1340, that lies between MP 7.0 and the Western side of Campbell Road, at or near MP 7.53, in Hellam Township, PA. This action comes within the class of transactions which are exempt from regulation under 49 U.S.C. §10901.

Comments must be filed with the Surface Transportation Board and served on James Riffin, P.O. Box 4044, Timonium, MD 21094.

This Notice is filed under 49 CFR §1150.31. If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemptions under 49 U.S.C. §10505 (d) may be filed at any time. Filing petitions to revoke will not automatically stay the transaction.

Dated:

By the Board

CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2022, I served a copy of the ORIGINAL NOE (as originally filed), a copy of this Motion to Amend, and a copy of the Board's April 21, 2022 Served Decision, upon Stephen Feinour, Nauman Smith Shissler & Hall LLP, 18th Floor, 200 N. 3rd Street, Harrisburg, PA 17101, counsel for Pennsylvania Lines LLC and Norfolk Southern Corporation.

/s/ James Riffin

James Riffin