

**BEFORE THE
SURFACE TRANSPORTATION BOARD
DOCKET NO. FD 36496**

**APPLICATION OF THE NATIONAL RAILROAD PASSENGER
CORPORATION UNDER 49 U.S.C. § 24308(e) – CSX
TRANSPORTATION, INC. AND NORFOLK SOUTHERN
CORPORATION**

**THIRD JOINT MOTION FOR EXTENSION
OF BOARD-SPONSORED MEDIATION**

CSX Transportation, Inc., Norfolk Southern Railway Company, the National Railroad Passenger Corporation, and the Alabama State Port Authority and its rail common carrier operating division, Terminal Railway Alabama State Docks (together, the “Parties”), respectfully move the Surface Transportation Board (“Board”) to issue an order extending mediation for an additional 14 days.

On June 10, 2022, the Board issued a decision ordering 30 days of Board-sponsored mediation pursuant to 49 C.F.R. § 1109.2(a). At the Parties’ joint request, the Board has twice extended mediation on August 24 and September 27, 2022. The second extension of mediation concludes on October 11, 2022. Under the Board’s rules, mediation may be extended “for additional periods of time not to exceed 30 days per period, pursuant to mutual written requests of all parties to the mediation proceeding.” 49 C.F.R. § 1109.3(b). The Parties all agree that an additional 14-day period of mediation would be productive as they seek to reach an amicable resolution of this matter.

CONCLUSION

The Parties jointly request that the Board enter an order extending Board-sponsored mediation by an additional 14 days, to begin on October 12, 2022 and conclude on October 25, 2022.

Respectfully submitted,

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Dated: October 7, 2022

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of October 2022, a copy of the foregoing motion was served by email or first-class mail on the service list for Finance Docket No. 36496.

/s/ Raymond A. Atkins

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