



October 19, 2022

Ms. Danielle Gosselin, Director
Office of Environmental Analysis
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

**Re: Docket No. AB 857 (Sub-No. 2)
Colorado Landowners—Adverse Abandonment—
Great Western Railway of Colorado, LLC, In Weld County, CO**

Dear Ms. Gosselin:

This filing is to establish a timeline of service of documents in the above captioned proceeding:

- On July 21, 2022, Plaintiffs/Landowners filed a Notice of Intent to file An Application for Adverse Abandonment which was served via U.S. Mail on the following entities:

Karl Morell
440 1st Street, NW
Suite 440
Washington, DC 20001

Katelyn S. Werner
Quintairos, Prieto, Wood & Boyer, P.A.
1400 16th Street, Suite #400
Denver, CO 80202

The Honorable Jared Polis, Governor of
Colorado (certified mail)
State Capital Building
200 E. Colfax Ave., Rm. 136
Denver, CO 80203

U.S. Department of Transportation – Federal
Railroad Administration
1200 New Jersey Avenue, SE
Washington, DC 20590

U.S. Department of the Interior
Bureau of Land Management
Colorado State Office
2850 Youngfield Street
Lakewood, CO 80215

Matt LeCerf, Town Manager
City of Johnstown
450 Parish Avenue
Johnstown, CO 80534

Colorado Department of Transportation
2829 W. Howard Pl.
Denver, CO 80204

Tom Parko, Planning Director
Weld County Planning Department
1555 N. 17th Avenue
Greeley, CO 80631

+ 2100 Central | Suite 22
Kansas City, MO 64108
P 816.303.1500
F 816.527.8068

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ENTERED
Office of Proceedings
October 20, 2022
Part of
Public Record

+ KC STL
mcculley@swm.legal

Pamela Fischhaber, Deputy Director
Colorado Public Utilities Commission
1560 Broadway
Suite 250
Denver, CO 80202

U.S. Department of Agriculture
Chief of Forest Service
Sidney R. Yates, Building
201 14th Street, SW
Washington, DC 20227

Military Surface Deployment and Distribution
Command Transportation Engineering Agency
ATTN: SDTE-SA (Railroads for National
Defense)
1 Soldier Way, Building 1900W
Scott AFB, IL 62225-5006

National Institute of Food and Agriculture
800 9th Street SW
Washington, D.C. 20024

U.S. Department of the Interior
National Park Service
Recreation Resources Assistance Division
1849 C Street NW
Washington, DC 20240

U.S. Railroad Retirement Board
William O. Lipinski Federal Building
844 North Rush Street
Chicago, IL 60611-1275

Mike Reynolds, Regional Director
Intermountain Region
National Park Service
12795 West Alameda Pkwy
Lakewood, CO 80228

- On July 26, 2022, Plaintiffs/Landowners filed and served the Environmental and Historic Report via U.S. Mail upon the same entities listed in the Notice of Intent service list.
- On August 18, 2022, Plaintiffs/Landowners filed and served their Application for Adverse Abandonment via U.S. Mail again on the same entities listed in the Notice of Intent service list.
- On September 13, 2022, Plaintiffs/Landowners filed and served the Revised Environmental and Historic Report via email upon the following entities:

Karl Morell
440 1st Street, NW, Suite 440
Washington, DC 20001
karlm@karlmorrell.com

Matt LeCerf, Town Manager
City of Johnstown
450 Parish Avenue
Johnstown, CO 80534
mlecerf@johnstownco.gov

And a copy was sent via E-mail only to the following counsel:

Thomas F. McFarland
mcfarland@aol.com

In addition, the following agency letters were sent out to notify of the intent to file an Application of Adverse Abandonment on September 13, 2022, and a copy of the Revised Environmental and Historic Report was enclosed with the agency letters.

U.S. Fish and Wildlife Services
134 Union Blvd.
Lakewood, CO 80228

Matt LeCerf, Town Manager
City of Johnstown
450 Parish Avenue
Johnstown, CO 80534

U.S. Army Engineer, Omaha District
1616 Capitol Street,
Ste 9000
Omaha, NE 68102

Weld County Commissioners
P.O. Box 758
Greeley, CO 80632

Colorado Department of Public Health &
Environment
4300 Cherry Creek Drive South
Denver, CO 80246

National Park Service
RTCA Program
1849 C Street, NW
Washington, D.C. 20240

State Conservationist
USDA Natural Resource Conservation Service
Denver Federal Center
Building 56, Room 2400
P.O. Box 25426
Denver, CO 80225-0426

Our office also filed a letter with the STB on September 15 indicating additional service of the Revised Environmental and Historic Report upon the following Entity.

Colorado Office of Archaeology and Historic Preservation
1200 Broadway
Denver, CO 80203

On October 4, 2022, our office received a response from History Colorado, which was filed with the STB on October 12, 2022.

I would also point out that the STB service list includes Katelyn Werner as counsel for GWRC with the e-mail address on file as tquinn@grsm.com. Ms. Werner did contact our office to indicate we needed to update our files with her updated mailing and e-mail address (attached as Exhibit A). I have also attached a copy of the e-mail that was sent on September 14, 2022, from the STB's service list (attached as Exhibit B).

Sincerely,


Elizabeth Gepford McCulley

EGM/hrb

Holly Bond

From: Holly Bond
Sent: Wednesday, September 21, 2022 12:40 PM
To: Katelyn S. Werner
Subject: RE: Docket No. AB 857 (Sub No. 2)

Thank you Ms. Werner. I will make sure this gets updated.

Holly R. Bond

Office Manager-KC/Administrative Assistant

Stewart, Wald + McCulley, LLC

2100 Central Street, Suite 22

Kansas City, MO 64108

Tel: (816) 303-1500

Fax: (816) 527-8068

e-mail: bond@swm.legal

From: Katelyn S. Werner <katelyn.werner@qpwbllaw.com>
Sent: Wednesday, September 21, 2022 12:38 PM
To: Holly Bond <Bond@swm.legal>
Subject: FW: Docket No. AB 857 (Sub No. 2)



Katelyn S. Werner | Partner
Quintairos, Prieto, Wood & Boyer, P.A.
216 16th Street, Suite 1750
Denver, Colorado 80202
Ph: (720) 798-1620 Fax: (720) 798-1630
Email: katelyn.werner@qpwbllaw.com Web: www.qpwbllaw.com

Arizona ♦ California ♦ Colorado ♦ Florida ♦ Georgia ♦ Illinois ♦ Indiana ♦ Kentucky ♦ Louisiana ♦ Maryland
Michigan ♦ Mississippi ♦ Nevada ♦ New Jersey ♦ New York ♦ Oklahoma ♦ Tennessee ♦ Texas ♦ USVI

From: Katelyn S. Werner
Sent: Wednesday, September 21, 2022 10:34 AM
To: bond@swm.legal; Tom Stewart (Stewart@swm.legal) <stewart@swm.legal>; Elizabeth G. McCulley <McCulley@swm.legal>; Rose Allen <allen@swm.legal>; Grant E. Houske <Houske@swm.legal>; Reed Ripley <ripley@swm.legal>
Subject: RE: Docket No. AB 857 (Sub No. 2)

Good morning,

Please update your contact information as I represent GWR related to the Welty Line. Mr. Morrell should also be included in STB matters but I am counsel, not my prior firm. Please also note my new address, below.

Thanks,

Katelyn



Katelyn S. Werner | Partner
Quintairos, Prieto, Wood & Boyer, P.A.
216 16th Street, Suite 1750
Denver, Colorado 80202
Ph: (720) 798-1620 Fax: (720) 798-1630
Email: katelyn.werner@qpwbllaw.com Web: www.qpwbllaw.com

Arizona ♦ California ♦ Colorado ♦ Florida ♦ Georgia ♦ Illinois ♦ Indiana ♦ Kentucky ♦ Louisiana ♦ Maryland
Michigan ♦ Mississippi ♦ Nevada ♦ New Jersey ♦ New York ♦ Oklahoma ♦ Tennessee ♦ Texas ♦ USVI

From: Holly Bond <Bond@swm.legal>
Sent: Thursday, September 15, 2022 10:21 AM
To: Thomas Quinn <tquinn@grsm.com>; THOMAS MCFARLAND <mcfarland@aol.com>; mlecerf@johnstownco.gov;
karlm@karlmorell.com
Cc: Thomas S. Stewart <Stewart@swm.legal>; Elizabeth G. McCulley <McCulley@swm.legal>; Rose Allen
<allen@swm.legal>; Grant E. Houske <Houske@swm.legal>; Reed Ripley <ripley@swm.legal>
Subject: Docket No. AB 857 (Sub No. 2)

Attached please find a Letter filed with the STB today.
A copy is also being served via U.S. Mail.

Thank you,
Holly Bond

Holly R. Bond
Office Manager-KC/Administrative Assistant
Stewart, Wald + McCulley, LLC
2100 Central Street, Suite 22
Kansas City, MO 64108
Tel: (816) 303-1500
Fax: (816) 527-8068
e-mail: bond@swm.legal

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GORDON REES SCULLY MANSUKHANI, LLP
YOUR 50 STATE PARTNER®
<http://www.grsm.com>

Holly Bond

From: Holly Bond
Sent: Wednesday, September 14, 2022 9:50 AM
To: tquinn@grsm.com; THOMAS MCFARLAND; mlecerf@johnstownco.gov; karlm@karlmorell.com
Cc: Thomas S. Stewart; Elizabeth G. McCulley; Rose Allen; Grant E. Houske; Reed Ripley
Subject: Docket No. AB 857 (Sub No. 2)
Attachments: 09.13.2022-STB filing - Revised E&H Report.pdf

Attached please find Landowners revised E&H Report that was filed with the STB yesterday afternoon.
A copy is also being served via U.S. Mail.

Thank you,
Holly Bond

Holly R. Bond

Office Manager-KC/Administrative Assistant
Stewart, Wald + McCulley, LLC
2100 Central Street, Suite 22
Kansas City, MO 64108
Tel: (816) 303-1500
Fax: (816) 527-8068
e-mail: bond@swm.legal



+ KC STL
mcculley@swm.legal

October 20, 2022

Ms. Danielle Gosselin, Director
Office of Environmental Analysis
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

**Re: Docket No. AB 857 (Sub-No. 2)
Colorado Landowners—Adverse Abandonment—
Great Western Railway of Colorado, LLC, In Weld County, CO**

Dear Ms. Gosselin:

I hereby certify that the attached Exhibit A was served on October 20, 2022 via electronic mail only, upon the following counsel of record:

Karl Morell
karlm@karlmorrell.com

Thomas F. McFarland
mcfarland@aol.com

Matt LeCerf, Town Manager
mlecerf@johnstownco.gov

Katelyn Werner
katelyn.werner@qpwbllaw.com

Sincerely,


Elizabeth Gepford McCulley

EGM/hrb

cc: All Parties of Record

+ 2100 Central | Suite 22
Kansas City, MO 64108
P 816.303.1500
F 816.527.8068

WWW.SWM.LEGAL

CERTIFICATE OF SERVICE

I hereby certify that on October 20, 2022, I served the foregoing document, Certificate of Service Letter via electronic mail only upon the following counsel of record:

Karl Morell
440 1st Street, NW, Suite 440
Washington, DC 20001

Matt LeCerf, Town Manager
City of Johnstown
450 Parish Avenue
Johnstown, CO 80534

Katelyn S. Werner
Quintairos Prieto Wood & Boyer, P.A.
216 16th Street, Suite 1750
Denver, Colorado 80202

Thomas F. McFarland
Thomas F. McFarland, P.C.
2230 Marston Lane
Flossmoor, IL 60422-1336


