



U.S. Department of Justice

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March 10, 2023

ENTERED
Office of Proceedings
March 10, 2023
Part of
Public Record

Ms. Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

RE: STB Docket No. AB-55 (Sub-No. 794X), *CSX Transportation, Inc.* –
Abandonment Exemption – Pinellas County, FL

Dear Ms. Brown:

Attached please find Exhibit A to the United States' Statement Regarding the Response of CSX Transportation, Inc. and Georgetown and High Line Railway Company LLC to the decision served by the Surface Transportation Board on January 27, 2023, which it submitted for e-filing on March 8, 2023. This exhibit was inadvertently omitted from the filing.

Respectfully,

/s James D. Gette

James D. Gette

Chief

United States Department of Justice
Environment & Natural Resources Division
Natural Resources Section

United States' Statement Regarding the Response of CSX Transportation, Inc. and
Georgetown and High Line Railway Company LLC to the decision served by
the Surface Transportation Board on January 27, 2023

Exhibit A

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

_____	)	
Collective Edge LLC,	)	
	)	
and	)	
	)	
Ferg's Sports Bar & Grill, Inc.,	)	
	)	
and	)	
	)	
Carlos Lopez, Jr. and Colleen A. Lopez	)	
	)	
Plaintiffs,	)	Consolidated
	)	Case Nos. 20-34, 20-48, and 20-159
v.	)	
	)	Hon. Matthew H. Solomson
United States of America,	)	
	)	
Defendant.	)	
_____	)	

**SUPPLEMENTAL JOINT STIPULATIONS REGARDING TITLE
AND JOINT STATUS REPORT**

The parties file this status report and supplemental title stipulations pursuant to this Court's Order dated August 12, 2020. ECF No. 15.

JOINT STIPULATIONS REGARDING TITLE

The parties hereby stipulate to the following title-related matters for the property at issue in this litigation. These stipulations do not constitute an admission of liability. The stipulations are subject to modification or revocation by either party should that party determine that a stipulation contains or is based on an inaccurate fact or application of law to fact. The stipulations are solely for purposes of this action; they are not binding and shall not be cited, referenced, or otherwise relied upon in any other action or proceeding.

The parties agree that for that portion of railroad right-of-way acquired by the Francis H. Wright Condemnation order, dated April 28, 1888, the railroad acquired an easement limited to railroad purposes.

JOINT STATUS REPORT

The parties are pleased to report that all title issues have been resolved for Plaintiff Ferg's Sports Bar & Grill, Inc. Title issues remain for Plaintiffs Collective Edge LLC and Carlos Lopez, Jr. and Colleen A. Lopez. The parties continue to discuss potential resolution of these outstanding title issues by stipulation.

Counsel for the government has recently informed Plaintiffs' counsel that she will be departing the Department of Justice and a new attorney will be assigned to this case. In order to give the new attorney time to get caught up to speed, the parties propose filing a subsequent status report with this Court on September 25, 2020.

Respectfully submitted this 25th day of August, 2020.

Respectfully submitted,

LEWIS RICE, LLC

/s/ Lindsay S.C. Brinton

Lindsay S.C. Brinton

Meghan S. Largent

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Counsel for Defendant

CERTIFICATE OF SERVICE

I certify that I have this day served copies of this document (Exhibit A) upon all parties of record in this proceeding, by email or first-class mail.

s/ James D. Gette

JAMES D. GETTE