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Office of Proceedings
March 6, 2025
Part of
Public Record

VIA E-FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Re: STB Finance Docket No. 36660, *Baylands Development, Inc. – Verified Petition for Declaratory Order*

Dear Ms. Brown:

I am attaching for e-filing Baylands Development, Inc. and 424 Jessie Historic Properties, LLC's Joint Status Report and Baylands' Unopposed Motion to Dismiss Voluntarily Proceedings, in the above-referenced proceeding.

If you have any questions, please do not hesitate to contact me.

Sincerely,



Ayelet Hirschhorn

Enclosure

**BEFORE THE
TRANSPORTATION BOARD**

STB DOCKET NO. FD 36660

**BAYLANDS DEVELOPMENT, INC. –
VERIFIED PETITION FOR DECLARATORY ORDER**

**BAYLANDS DEVELOPMENT, INC. AND 424 JESSIE HISTORIC PROPERTIES, LLC
JOINT STATUS REPORT AND BAYLANDS' UNOPPOSED MOTION TO DISMISS
VOLUNTARILY PROCEEDINGS**

Communications with respect to this document should be addressed to:

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Counsel for Baylands Development, Inc.

Dated: March 6, 2025

**BEFORE THE
TRANSPORTATION BOARD**

STB DOCKET NO. FD 36660

**BAYLANDS DEVELOPMENT, INC. –
VERIFIED PETITION FOR DECLARATORY ORDER**

**BAYLANDS DEVELOPMENT, INC. AND 424 JESSIE HISTORIC PROPERTIES, LLC
JOINT STATUS REPORT AND BAYLANDS’ UNOPPOSED MOTION TO DISMISS
VOLUNTARILY PROCEEDINGS**

On February 24, 2023, Baylands Development, Inc. (“Baylands”) filed a petition for declaratory order requesting that the Board determine that a railroad spur (“Spur”) located partially in the City and County of San Francisco, California, and partially in the City of Brisbane, San Mateo County, California, is abandoned and no longer needed as part of the interstate rail network. On March 16, 2023, 424 Jessie Historic Properties, LLC (“JHP”) filed a reply in opposition to Baylands’ petition based, in part, on ongoing state court proceedings involving Baylands and JHP (collectively, the “Parties”) and the Spur. On September 18, 2023, the Board issued a decision holding the proceedings in abeyance pending resolution of related state court proceedings. On February 21, 2025, the Board issued a decision ordering the parties to file a status report by March 7, 2025, on the state court litigation and any other relevant developments.

In response to the Board’s order, the Parties jointly make this filing to inform the Board that in October 2024, the state court sent the parties to a settlement conference, during which they agreed to settle their respective claims and counterclaims. In November 2024, the Parties signed a settlement agreement and are proceeding with satisfying its terms. The state court has retained

jurisdiction over the state court proceedings for the purpose of enforcement of the settlement agreement.

Because full satisfaction of the settlement agreement, when it occurs, will resolve the dispute between the Parties, Baylands hereby respectfully and voluntarily requests that the Board dismiss these proceedings without prejudice, which is not opposed by JHP.

Respectfully submitted,

/s/ Dana Andreoli

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Counsel for Baylands Development, Inc.

Dated: March 6, 2025

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of March 2025, I have caused a copy of the foregoing Joint Status Report and Motion to Dismiss Without Prejudice to be served upon all parties of record via e-mail or first class mail, postage prepaid:



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Dated: March 6, 2025