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March 10, 2025
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Justin J. Marks
T (202) 772-0916
F +12027720919
Email:jmarks@ClarkHill.com

Clark Hill
1001 Pennsylvania Avenue N.W.
Suite 1300 South
Washington, DC 20004
T (202) 772-0909
F (202) 772-0919

March 10, 2025

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: American Services Rail, LLC
– Change of Operators Exemption –
Chicago, Rock Island & Pacific Railroad, LLC
Surface Transportation Board Finance Docket 36840

Dear Ms. Brown:

Enclosed for e-filing on behalf of American Services Rail, LLC ("ASR") is a Notice of Exemption being filed under 49 USC 10901 and 49 CFR 1150.31. The filing fee of was paid using Pay.gov. Please let me know if there are any questions regarding this filing.

Sincerely,

A handwritten signature in blue ink that reads 'Justin J. Marks'.

Justin J. Marks
Counsel for American Services Rail, LLC

Enclosure

FILED
March 10, 2025
SURFACE
TRANSPORTATION BOARD

FEE RECEIVED
March 10, 2025
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Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. FD 36840

AMERICAN SERVICES RAIL, LLC
– CHANGE OF OPERATORS EXEMPTION –
CHICAGO, ROCK ISLAND & PACIFIC RAILROAD, LLC

VERIFIED NOTICE OF EXEMPTION
UNDER 49 C.F.R. §1150.31

(includes color images)

Justin J. Marks
Clark Hill PLC
1001 Pennsylvania Ave. N.W.
Suite 1300 South
Washington, DC 20004
(202) 772-0916
jmarks@clarkhill.com

Eric M. Hocky
Clark Hill PLC
Two Commerce Square
2001 Market St.
Suite 2620
Philadelphia, PA 19103
(215) 640-8523
ehocky@clarkhill.com

Attorneys for American Services Rail, LLC

Dated: March 10, 2025

Before the
SURFACE TRANSPORTATION BOARD

STB Docket No. FD 36840

AMERICAN SERVICES RAIL, LLC
– CHANGE OF OPERATORS EXEMPTION –
CHICAGO, ROCK ISLAND & PACIFIC RAILROAD, LLC

VERIFIED NOTICE OF EXEMPTION
UNDER 49 C.F.R. §1150.31

American Services Rail, LLC (“ASR”), a non-carrier, files this Notice of Exemption pursuant to 49 C.F.R. §1150.31(c) to exempt from regulation under 49 U.S.C. §10901, its operation of approximately 0.25 miles of rail line (the “Subject Line”) owned by non-carrier Coahoma County, MS. ASR has entered into a lease with Coahoma County (the “Lease”) to operate the Subject Line. The current operator of the Subject Line is Chicago, Rock Island & Pacific Railroad, LLC (“CRIP”).¹ However, the agreement between CRIP and Coahoma County is ending and ASR will become the new operator of the Subject Line. ASR will operate the Subject Line as a common carrier between milepost 103.75 and milepost 104.00 at or near Swan Lake, MS. The ASR Lease includes an additional 50.81 miles of county-owned track that ASR will operate as a non-common carrier contract carrier and for which it does not require Board approval.

ASR is filing this Change of Operators Exemption pursuant to 49 C.F.R. §1150.31(c). CRIP has authorized ASR to represent that CRIP does not object to this filing which will result

¹ *Chicago, Rock Island & Pacific Railroad, LLC – Lease and Operation Exemption – Rail Line of Coahoma County, Miss., Near Swan Lake, Miss.* STB Finance Docket No. 36307 (served June 7, 2019).

in ASR obtaining authority to operate the Subject Line as a common carrier and releasing CRIP from its common carrier obligation to operate the Subject Line.

Notice

In accordance with 49 C.F.R. §1150.43, ASR hereby provides the following information:

- (a) The full name and address of Applicant:

American Services Rail, LLC
2281 State Line Road West
Southaven, MS 38671

- (b) Applicant's Representatives:

Justin J. Marks
Clark Hill PLC
1001 Pennsylvania Ave. N.W.
Suite 1300 South
Washington, DC 20004
(202) 772-0916
jmarks@clarkhill.com

Eric M. Hocky
Clark Hill PLC
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Philadelphia, PA 19103
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ehocky@clarkhill.com

- (c) Coahoma County and ASR have entered into the Lease for ASR to operate the Subject Line.
- (d) ASR will be the operator of the Subject Line.
- (e) Brief Summary of the Proposed Transaction: ASR has entered into the Lease for ASR to operate as a common carrier on the Subject Line and to operate as a non-common carrier on the remainder of the leased track. The Subject Line connects

with Canadian National Railway and the interstate rail network at milepost 104.00.

- i. The name and address of the company transferring operation of the Subject Line:

Chicago, Rock Island & Pacific Railroad, LLC
165 West South Street, Suite 201
Hernando, MS 38632

The name and address of the owner of the Subject Line:

Coahoma County
PO Box 579
Coahoma County Courthouse First Street
Clarksdale, MS 38614

- ii. The proposed schedule for consummation of the transaction is after April 6, 2025, the effective date of this notice, and after ASR and CRIP mutually agree on a transition date.
 - iii. The mileposts of the Subject Line are between milepost 103.75 and milepost 104.00 at or near Swan Lake, MS.²
 - iv. The total mileage to be leased and operated is approximately 0.25 miles.
- (f) Attached as Exhibit A to this Notice of Exemption is a map of the Subject Line.
 - (g) ASR certifies that its projected revenues as a result of the transaction will not result in the creation of a Class II or Class I rail carrier.³

² The mileposts of the track to be operated as a non-common carrier contract operator extend from: (1) milepost 55.40 at Lula, MS to milepost 74.00 at Lyon, MS; (2) milepost 74.00 at Lyon, MS to milepost 79.00 at Clarksdale, MS; and (3) milepost 76.54 at Clarksdale, MS to milepost 103.75 at Swan Lake, MS.

³ ASR further certifies that its projected annual revenue following the transaction will not exceed \$5 million.

- (h) Interchange Commitment: ASR certifies that the Lease does not impose or include an interchange commitment.
- (i) No shippers exist on the Subject Line. Nevertheless, ASR is proving notice to shippers that will receive non-common carrier contract service and whose commodities will traverse the Subject Line by serving them with a copy of this Notice as indicated in the attached certificate of service.

Labor Protection

Pursuant to 49 U.S.C. §10901(c), approval of this transaction may not be subjected to labor protection.

Environmental and Historic Reports

Pursuant to 49 C.F.R. §1105.6(c)(2), no environmental documentation should be required because this proceeding involves only a change of operators on the Subject Line that will not result in significant changes to carrier operations, and as a result the changes will not exceed the thresholds established in 49 C.F.R. §1105.7(e)(4) or (e)(5). Further Board approval is required for ASR to discontinue service, and there are no plans to dispose of or alter properties subject to the Board's jurisdiction that are 50 years old or older. Accordingly, no environmental or historic documentation is required. *See* 49 C.F.R. §1105.6(c)(1); 49 C.F.R. §1105.8(b)(1).

Caption Summary

Attached hereto as Exhibit B is the caption summary required by 49 C.F.R. §1150.44.

Conclusion

Accordingly, ASR requests that the Board issue a notice allowing ASR to assume operations of the Subject Line effective at any time after 30 days from the filing of this Notice of Exemption.

Respectfully submitted,



Justin J. Marks
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Eric M. Hocky
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*Attorneys for American Services
Rail, LLC*

Dated: March 10, 2025

VERIFICATION

I, Kendall Prewett, owner of American Services Rail, LLC, verify under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file the foregoing document.

Executed on March 10, 2025.

A handwritten signature in black ink, appearing to read 'Kendall Prewett', written over a horizontal line.

Kendall Prewett

CERTIFICATE OF SERVICE

I hereby certify that on this date, a copy of the foregoing was served by email or US first-class mail on the following:

Robert A. Wimbish
Fletcher & Sippel LLC
29 N. Wacker Drive, Suite 800
Chicago, IL 60606
RWimbish@fletcher-sippel.com
Counsel for Chicago, Rock Island & Pacific Railroad, LLC

Shippers

Goodyear
2205 Martin Luther King Rd
Clarksdale, MS 38614
Donell_smith@goodyear.com

Due West
45-49E
Webb, MS 38966
gary@duewest1857.com

Vestas
kdavia@vestas.com

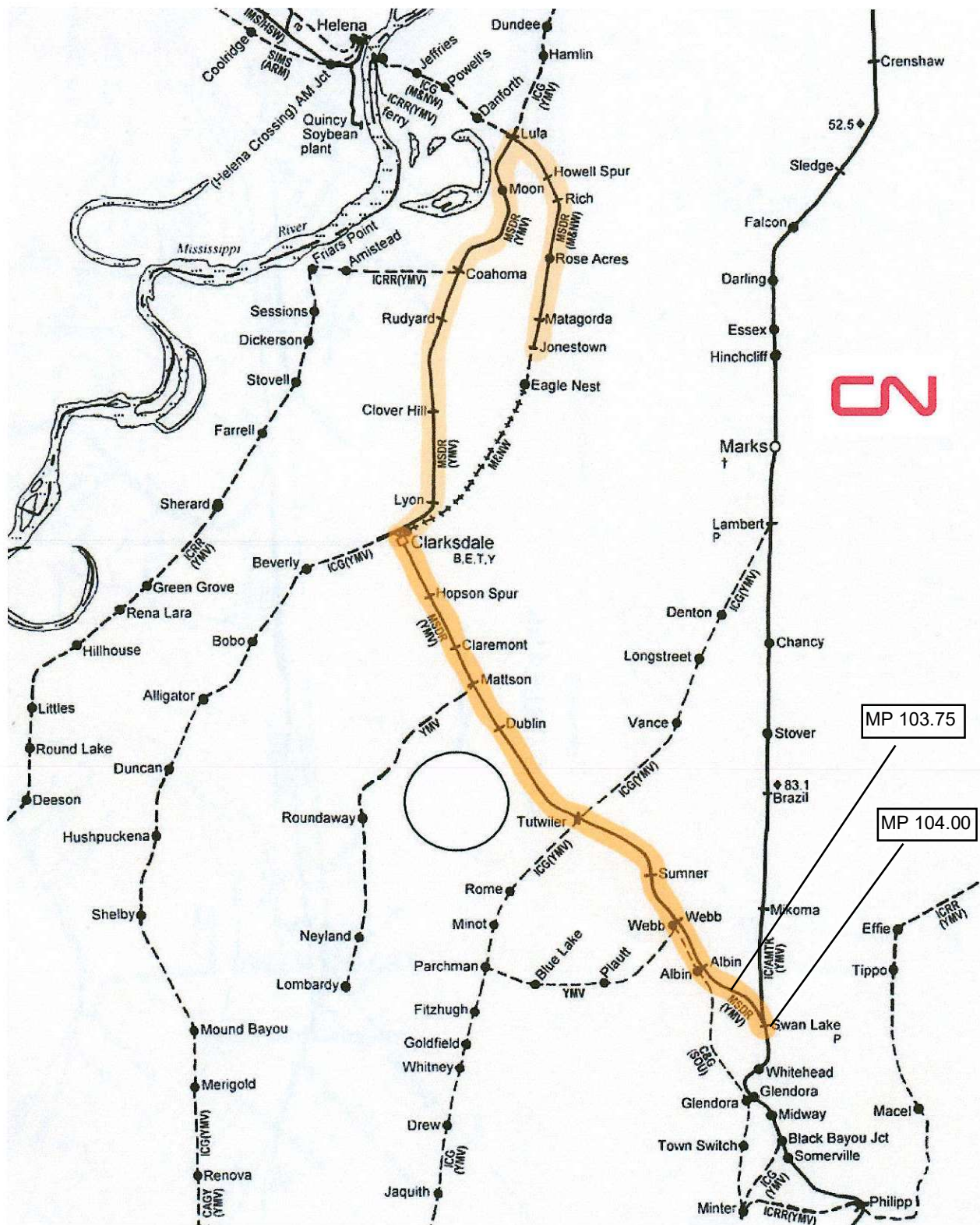


Justin J. Marks

Dated: March 10, 2025

EXHIBIT A

MAP



Highlighted segments are those segments of the rail line subject to the lease. However, the segment from milepost 103.75 to milepost 104 is the only portion of the leased rail line that ASR is seeking to operate as a common carrier.

EXHIBIT B

CAPTION SUMMARY

SURFACE TRANSPORTATION BOARD

Notice of Exemption

STB Docket No. FD 36840

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Comments must be filed with the Board and served on ASR’s representative:

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⁴ *Chicago, Rock Island & Pacific Railroad, LLC – Lease and Operation Exemption – Rail Line of Coahoma County, Miss., Near Swan Lake, Miss.* STB Finance Docket No. 36307 (served June 7, 2019).

The Notice is filed under 49 C.F.R. §1150.31. If the Notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. §10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

Board decisions and notices are available at www.stb.gov.

Decided: _____, 2025.

By the Board, Mai Dinh, Director, Office of Proceedings