



CNJ RAIL CORPORATION

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Dated: May 20, 2025

Ms. Cynthia T. Brown
Chief, Section of Administration

Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

ENTERED
Office of Proceedings
May 20, 2025
Part of
Public Record

Re: *Consolidated Rail Corporation – Abandonment Exemption -
In Hudson County, NJ*
STB Docket: AB 167 Sub. No. 1189 (X)

Dear Ms. Brown,

I am transmitting this brief Letter to you as a courtesy to Board. It is not intended to be a formal filing. The purpose of the letter is to simply inform the Board that CNJ Rail Corporation (“CNJ”) will be filing two Motions on or about **Tuesday, May 27, 2025** in the above captioned proceeding.

The two motions were intended to be filed on Monday, May 19, 2025, concurrent with the filing on an Offer of Financial Assistance (“OFA”) by the City of Jersey City (“City”). CNJ received the City’s OFA at a little after 5:00 pm EDT on May 19. After a quick preliminary review of the City’s pleading, it became clear that significant portions of the relief that CNJ was going to be seeking was either clarified by the City’s filing, or otherwise rendered moot by the contents of their pleading.

While the City’s filing resolved and clarified some of the issues that CNJ was going to raise with respect to the City, it did not resolve the more significant issues that CNJ intended to raise regarding the conduct of the Consolidated Rail Corporation (“Conrail”). Furthermore, the City’s filing significantly altered the arguments that CNJ was going to raise with respect to Conrail.

CNJ remains mindful of the Board’s admonishment to the parties in the agency’s May 21, 2015 decision in this proceeding; which stated, in part:

“... The Board recognizes the lengthy history of this proceeding and the complex and controversial issues that have been presented. ...”

The Board’s decision then went on to further state:

“...We note, however, that the record has become voluminous and, in our opinion, needlessly so. Although the Board cannot limit the filings submitted by the parties in the future, we expect the parties to exercise sound judgment when weighing the need for future motions or objections. ...”

Realizing that it would be far more prudent to take into consideration the contents of the City’s pleading, and to alter its own Motions accordingly, CNJ elected to forego filing its two pleadings yesterday until the motions can be modified to better reflect what is now already in the record. Due to prior commitments this week, the undersigned will not be able to complete the needed revisions until the end of the week at the earliest. Since the Board has indicated its desire to move to resolve this matter soon, CNJ is submitting this letter in the event that the Board was contemplating issuing a decision before this upcoming Memorial Day weekend.

In accordance with the Board’s regulations, this Letter has been served on all Parties of Record. If you have any questions or concerns, feel free to contact me at any time.

On behalf of CNJ Rail Corporation,

Respectfully submitted,

Eric S. Strohmeier / s /

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President

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CC: All parties of record