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Office of Chief Counsel
August 20, 2025
Part of
Public RecordCrystal M. Zorbaugh
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August 20, 2025

VIA E-FILINGChief of Case Administration
Office of the Chief Counsel
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001Re: Mendocino Railway – Petition for Declaratory Order, FD 36868
Renewed Request for Expedited Consideration

Dear Sir or Madam,

On July 2, 2025, Mendocino Railway (“Mendocino”) filed its petition for a declaratory order. On July 22, 2025, the Board granted a single commenter’s request for an extension of time to reply to Mendocino’s request. That submission was entered into the record on August 11, 2025, and as such, the record is now closed. Mendocino is writing to renew its request for expedited consideration by the Board and service of a decision that Mendocino is a common carrier subject to the Board’s jurisdiction, entitled to any protections of applicable federal preemption.¹

Sincerely,

/s/ ***Crystal M. Zorbaugh***Crystal M. Zorbaugh
Counsel for Mendocino Railway

Enclosures

cc: Parties of Record
Torgny Nilsson

¹ Mendocino does not believe this submission violates the Board’s prohibition on replies to replies because Mendocino is not addressing the merits or evidence entered into this case or in any other case before the Board. Mendocino is merely renewing its request for an immediate determination of its rail carrier status in light of court dates on the horizon.