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BEFORE THE
SURFACE TRANSPORTATION BOARD

ENTERED
Office of Chief Counsel
August 29, 2025
Part of
Public Record

Docket No. AB – 1344 X

COLORADO PACIFIC RIO GRANDE RAILROAD LLC –
ABANDONMENT EXEMPTION – IN RIO GRANDE COUNTY, COLORADO

NOTICE OF INTENT TO FILE OFFER OF FINANCIAL ASSISTANCE
(PURCHASE)

HAYDUK INTERNATIONAL, LLC
102 ANSLEY COURT
GREER, SOUTH CAROLINA 29650

Offeror

MICHAEL J. HAYDUK
(864) 607-8163
MasterSergeantHayduk@gmail.com
Managing Member

Date: August 29, 2025

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(PURCHASE)

Pursuant to 49 CFR §1152.27(c)(1)(i) and (ii), HAYDUK INTERNATIONAL, LLC hereby provides Notice of its Intent to file an Offer of Financial Assistance ("OFA") to purchase the rail line proposed for abandonment by CXRG consisting of a rail line (the "Line") extending from Milepost ("MP") 272.75 to MP 299.3, a distance of approximately 26.55 miles, in Rio Grande County, Colorado, and demonstrates its preliminary financial responsibility to fund the purchase.

IDENTITY AND INTEREST OF HAYDUK INTERNATIONAL, LLC

Hayduk International, LLC is a South Carolina based Limited Liability Company with a satellite office in the Commonwealth of Pennsylvania that is closely held by Michael J. Hayduk, a United States Citizen residing in Old Fort, North Carolina who acts as its sole member.

Hayduk International, LLC has been in existence for over two decades successfully owning, leasing and operating multiple aircraft and conducting international consulting, transportation, intelligence and security operations.

Hayduk International, LLC currently owns multiple in service road switcher locomotives and railcars available for leasing and is interested in expanding as a common carrier owner to offer car and secure locomotive storage services, contracted locomotive maintenance, transload

services and integrated logistics support and business development and has a legitimate interest in the preservation and operation of the line as a common carrier.

PRELIMINARY FINANCIAL RESPONSIBILITY

It is provided in 49 CFR §1152.27 (c) (1) (1) (ii) that an offeror submitting an expression of intent to file an OFA must demonstrate that it is financially responsible, under the definition set forth in 49 CFR § 1152.27(c) (1)(iv)(B), for the calculated preliminary financial responsibility amount ("PFRA"). An offeror is financially responsible if the offeror "has or within a reasonable time will have the financial resources to fulfill its proposed contractual obligations."

PRELIMINARY FINANCIAL RESPONSIBILITY CALCULATION

PFRA for the Line is calculated as follows:

(1) \$ 143.92 per ton (national average U/HMS as of August 22, 2025 according to Top Scrap Metal Prices Today – Most Popular Metals - <https://iscrapapp.com/prices/>) times 132 tons per mile times 26.55 miles = \$504,382.03

(2) \$4,000 per mile times 26.55 miles times 2 = \$212,400.00

(3) TOTAL PFRA: \$716,782.03

HAYDUK INTERNATIONAL, LLC'S ABILITY TO PAY THE PFRA

Attached to this pleading as Exhibit A (Marked Confidential), is a copy of the most recent financial statements for Michael J. Hayduk, The Michael J. Hayduk Irrevocable Trust¹ and Hayduk International, LLC. For the purposes of this the determination of financial responsibility, the Trust and LLC should be considered as one entity with Michael J. Hayduk. Hayduk International, LLC currently has liquid assets that exceed the PFRA.

¹ The Michael J. Hayduk Irrevocable Trust is a grantor trust established 1/4/2010 by Michael J. Hayduk. It has the ability to make loans under the trust instrument and would provide financial support for this acquisition.

CONCLUSION AND REQUESTED RELIEF

WHEREFORE, Hayduk International, LLC respectfully requests that it be found to be financially responsible on a preliminary basis to purchase the Line.

HAYDUK INTERNATIONAL, LLC

A handwritten signature in black ink, appearing to read 'Michael J. Hayduk', with a horizontal line drawn underneath.

By: MICHAEL J. HAYDUK
Managing Member
102 Ansley Court
Greer, South Carolina 29650

Dated: August 29, 2025

CERTIFICATE OF SERVICE

I hereby certify that on August 29, 2025, I served the foregoing document, Notice of Intent to File an Offer of Financial Assistance on Parties of Record (Public Version) (Per STB Service List):

Mr. Thomas W. Wilcox, Esq.
1629 K Street N.W. Suite 300
Washington, DC 20006
VIA EMAIL ONLY: tom@twilcoxlaw.com

A handwritten signature in black ink, appearing to read 'Michael J. Hayduk', with a horizontal line drawn underneath.

MICHAEL J. HAYDUK

CONFIDENTIAL

EXHIBIT A

Financial Statements for:

Michael J. Hayduk

The Michael J. Hayduk Irrevocable Trust

Hayduk International, LLC

NOT FOR PUBLIC DISTRIBUTION

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