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November 20, 2025

Via Electronic Filing

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

Re: Petition for Declaratory Order
Docket No. FD 36770
Township of Pilesgrove in re SMS Rail Service, Inc.

Dear Ms. Brown:

The Township of Pilesgrove respectfully writes to inquire when the Board anticipates issuing a decision in the above-referenced proceeding. The parties completed briefing pursuant to the procedural schedule, and Pilesgrove last filed its opposition to SMS's motion for leave to file a sur-reply brief on March 26, 2025.

Since briefing concluded, SMS's operations within Pilesgrove have continued, and the Township seeks clarity from the Board to guide ongoing municipal administration pending disposition.

We would appreciate any indication the Board can provide regarding the expected timeline for a decision. Please let us know if the Board requires any additional information.
Thank you for your attention.

Very truly yours,
THE VIGILANTE LAW FIRM, P.C.

By: Jacqueline M. Vigilante

JMV/dm
cc: All Counsel – Service List
Client

SERVICE LIST
Docket No. FD 36770

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