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ENTERED
Office of Chief Counsel
April 16, 2026
Part of
Public Record

Chief of Case Administration
Office of Chief Counsel
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Re: FD 36447, Lake Providence Port Commission – Feeder Line
Application – Line of Delta Southern Railroad, Inc. Located in
East Carroll and Madison Parishes, Louisiana

Dear Chief of Case Administration:

In its Decision served August 2, 2024, the Board directed “[t]he parties to submit any merits or other relevant decision by the state courts in the above-referenced actions within five days of issuance.” Slip op. at 4. On June 11, 2025, Delta Southern Railroad, Inc. (“DSR”) filed a “RULE FOR CONTEMPT AND INCORPORATED MEMORANDUM,” docketed as Case No.: 23740, in which it requested that:

the Court order the Lake Providence Port Commission to appear and show cause why it should not be held in contempt for its failure to comply with the Judgment. Moreover, Delta Southern specifically requests that the Court order Defendants to immediately dismiss the STB proceeding, pay all of Delta Southern’s cost and attorney’s fees associated with this Rule, and issue such other relief and remedies as may be available in equity and law.¹

Attached hereto are true copies of the Decision of the 6th Judicial District Court, of Parish of Tensas, in Civil Suit No. 24,872, released Oct 8, 2025, which also set out the Court’s “Reasons for Judgment” for denying DSR’s requested relief in Suit No. 23740.

A final Judgment was subsequently entered by the Court on January 21, 2026 and filed of record on January 23, 2026, that “ORDERED, ADJUDGED, AND DECREED that DELTA SOUTHERN RAILROAD, Inc.’s Rule for Contempt is DENIED AT MOVER’S COST.”

¹ See p. 2 of the Rule. A copy of the Rule was attached as Exhibit B to a letter that John M. Scheib, Esq., counsel for Delta Southern Railroad, Inc. submitted herein on June 20, 2025.

The undersigned counsels were informed by Louisiana counsel on April 14, 2026 that the time for filing an appeal from the Judgment has now expired.

Respectfully submitted,

Richard H. Streeter

Michael F. McBride

/s/ Richard H Streeter

/s/ Michael F. McBride

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Certificate of Service

I, Richard H. Streeter, do hereby certify that, on April 16, 2026, true copies of the foregoing with attachments were served on the following Parties of Record, via email:

Delta Southern Railroad, Inc. (the owning railroad)
c/o John M. Scheib scheib@gentrylocke.com. and
Noah P. Sullivan NSullivan@gentrylocke.com.

ALJ Jenifer Soulikias: alj.soulikias.inbox@stb.gov

Timothy Crowley at tim@lepeabody.com
Thomas D. Crowley at tc@lepeabody.com

In addition, true copies were served, consistent with 49 C.F.R. § 1152.1(a) on the following:

- (1) All rail patrons who originated and/or received traffic on the line during
The 12-month period preceding the month in which the amended application was
filed:

mark.marionneaux@keanmiller.com
bryant.bremer@keanmiller.com

Counsel for Helena Chemical/South Delta Fertilizer

Dan Militaru
Rail Vehicle Services
dan.militaru@railcarco.com

Jerry J. Melton
Complex Chemical Co.
jmelton@complexchemical.com

Neil Martin
Terral River Service, Inc.
nmartin@terralriverservice.com

(2) The designated State agency in the State where the property is located:

Louisiana Department of Transportation and Development

andrew.barry@la.gov
sanettria.pleasant2@la.gov

(3) County governments where the line is located:

East Carroll Parish Police Jury
Kendall Thompson, President
ecpj400@att.net

Madison Parish Police Jury
Jane Sanders, President
msmith_mppj@bellsouth.net

William L. Mencer
william@mencerlaw.com

Glover Alcorn "Russ" Russell, Jr.
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Jacob A. Brister
jacob@bristerlaw.com

Ernesto Andre Silva Cruz
ernestoc@terralriverservice.com

Chris Arnold
carold@hope-lawyers.com

Richard H. Streeter

/s/ Richard H. Streeter

Counsel to the Lake Providence
Port Commission

Attachments

FILED: OCT - 8 2025
Natasha G. Carr
Deputy Clerk of Court

NORTHEAST LOUISIANA
MULTIMODAL DISTRICT

6TH JUDICIAL DISTRICT COURT

VERSUS

PARISH OF TENSAS

LAKE PROVIDENCE PORT
COMMISSION

STATE OF LOUISIANA

CIVIL SUIT NO. 24,872 A

TO: THE PUBLIC

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REASONS FOR JUDGMENT

A Petition for Declaratory Judgment was filed in Tensas Parish in Docket Number 24,872 A on July 3, 2024.

The hearing for the Declaratory Judgment is deferred for the moment.

There is also Suit Number 23740 filed in the Parish of East Carroll under the caption of *Delta Southern Railroad, Incorporated versus Lake Providence Port Commission, et al.*

Representing the Northeast Louisiana Multimodal District (MMD) and Lake Providence Port Commission (LPPC) are Attorneys James Paxton and John Crigler.

Representing Delta Southern Railroad are Attorneys Leila D'Aquin and Claire Dimarie.

The matters before the Court on this 9th day of September, 2025 are Delta Southern Railroad's Motion to Intervene, Transfer and Rule for Contempt.

The parties all agreed and stipulated that Delta Southern Railroad has a right to intervene into this pending case.

As to the matter of transfer, the Multimodal District is comprised of four parishes; East Carroll, Madison, Tensas and Concordia. The declaratory judgment was filed

to declare rights between two entities of the four parishes.

It appears the registered office of the Multimodal District is in Tensas Parish as per Exhibit B of MMD and LPPC's opposition to Delta Southern Railroad's Motion to Intervene.

The Court finds that Tensas Parish is clearly a proper venue.

The Motion to Transfer is denied as Mover's cost.

As to the Rule for Contempt filed by Delta Southern Railroad, the motion is denied also at Mover's cost.

The Court admits that Judge Boddie ruled in favor of Delta Southern Railroad and against the LPPC ruling that it could only act within the bounds of East Carroll Parish.

However, the Court finds there was no intent on the part of LPPC to not follow the orders of the Court.

The Feeder Line Application is still in abeyance before the STB.

There are other entities in addition to LPPC that are part of the Feeder Line Application who did object to the filing of any dismissals.

Subsequently, the Legislature approved the application under SB146 and the Governor signed the bill into law on June 11, 2025, allowing LPPC with authority to acquire railroad property outside of East Carroll Parish.

Counsel for MMD and LPPC shall prepare Judgment as to form within 15 days of these reasons.

This 7th day of October, 2025.

A handwritten signature in cursive script, appearing to read 'Alonzo Harris', is written over a horizontal line.

ALONZO HARRIS, AD HOC JUDGE
6th JUDICIAL DISTRICT COURT

cc: ALL COUNSEL OF RECORD

DELTA SOUTHERN RAILROAD, INC.

STATE OF LOUISIANA

VERSUS

PARISH OF EAST CARROLL

LAKE PROVIDENCE PORT
COMMISSION, WYLY GILFOIL,
MARK BUNTYN, ROGER CLEMENT,
JERRY KING, FRANCIS LENSING,
KARVAN POWELL, AND
JAMES THOM, IV.

SIXTH JUDICIAL DISTRICT

CIVIL DOCKET NO. 23740

DIVISION B

FILED: JAN 23 2026

BY: Natasha B. Davis
CLERK

JUDGMENT

The above captioned matter came before this Court on September 9, 2025 for hearing on
DELTA SOUTHERN RAILROAD, INC. ("DSRR")'s Rule for Contempt.

CONSIDERING DSRR's Rule for Contempt:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that DELTA
SOUTHERN RAILROAD, INC.'s Rule for Contempt is DENIED AT MOVER'S COST.

JUDGMENT READ, RENDERED AND SIGNED in chambers at Opelousas
Louisiana, this 21st day of January, 2026.

Alonzo Harris
ALONZO HARRIS, JUDGE AD HOC

A TRUE COPY, ATTEST:
Natasha B. Davis
DEPUTY CLERK OF COURT,
PARISH OF EAST CARROLL
STATE OF LOUISIANA

SEAL