53333 SERVICE DATE – NOVEMBER 20, 2026
OCC

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. NOR 42189

2145 AVOCADO LAND TRUST AND HOME WRECKERS, INC.
v.
FLORIDA EAST COAST RAILWAY, LLC

Decided: November 20, 2026

By a decision served on November 12, 2026, the Board directed 2145 Avocado Land Trust and Home Wreckers, Inc. (collectively, Complainants) to submit a response, by November 23, 2026, addressing service issues concerning their complaint against Florida East Coast Railway, LLC (FEC) in accordance with 49 C.F.R. § 1111.4. On November 20, 2026, Complainants filed a motion for extension of time, requesting that the deadline for their response be extended to November 25, 2026. Complainants state that their counsel's office in Melbourne, Florida, closed on November 19-20, 2026, because of severe weather, evacuations, and flash flooding in Brevard County.

The Board may extend a time period for good cause, and requests for extension of time are to be filed at least 10 days before the due date. 49 C.F.R. § 1104.7(b). Although Complainants filed their request three days before the due date, the office closure on which the request is based occurred shortly before the deadline and could not reasonably have been anticipated. Complainants have shown good cause for the brief extension they seek. Moreover, because this proceeding is held in abeyance and FEC is not currently required to answer the complaint, the extension will not prejudice FEC. Given the short time remaining before the current deadline and the brevity of the extension, the Board will act on the motion without awaiting a reply from FEC. Accordingly, the motion will be granted, and Complainants' response to the decision served November 12 will be due by November 25, 2026.

It is ordered:

1. Complainants' motion for extension of time is granted.

2. Complainants' response to the decision served on November 12, 2026, is due by November 25, 2026.

3. This decision is effective on the date of service.

By the Board, Anika S. Cooper, Chief Counsel, Office of Chief Counsel.