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April 11, 2019

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Ms. Cynthia T. Brown
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423
FD 34797 (Sub-No. 1)

**RE: ~~FD 34797~~, New England Transrail, LLC, D/B/A Wilmington & Woburn
Terminal Railway-Construction, Acquisition, and Operation Exemption-in
Wilmington and Woburn, MASS.**

Dear Ms. Brown:

On behalf of the Town of Wilmington, I write to provide this brief status report pursuant to the April 5, 2019 Board decision requiring the parties to submit a status report on April 12, 2019 and every 90 days thereafter.

I understand that counsel for Petitioner New England Transrail, LLC ("NET") is submitting a separate letter report. As you know, NET has a pending petition to substitute as the petitioner Wilmington Woburn Intermodal, LLC ("WWI"), the entity constituting a joint venture between NET and commercial developer GFI Partners.

In October 2018, representatives of WWI presented to the Board of Selectmen of the Town of Wilmington WWI's concept for a potential project alternative to the project which is the subject of NET's petition before the Board. The parties apprised Danielle Gosselin in the Board's Office of Environmental Assessment of those preliminary discussions. The conceptual alternative would involve a warehouse for the bulk transfer and short-term storage of retail and other commodities. That project might or might not be partly rail-based.

There apparently have been on-going discussions between the U.S. Environmental Protection Agency (a cooperating agency with the Board's OEA in this proceeding) and the site's current owner, Olin Corporation, concerning the scope and documentation of remaining remedial investigation and feasibility study for the Superfund Site that overlaps with and implicates the site for any NET or WWI project. Further, we understand that WWI has been in contact with Olin and EPA concerning the Olin-EPA discussions and the WWI project concept. Nonetheless, there have not been any further substantive communications between Wilmington and WWI or NET concerning those matters since WWI's October 2018 presentation to the Wilmington Selectmen.



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We hope to learn more shortly from WWI concerning the status and prospects for any further study or design activity by WWI to pursue its alternative project design.

We will update this report in due course and on the interval reporting dates as directed.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'D. Deutsch', with a long horizontal flourish extending to the right.

Daniel R. Deutsch

cc: John Heffner, Esq.
Jeffrey M. Hull, Town Manager, Town of Wilmington

CERTIFICATE OF SERVICE

I, Daniel R. Deutsch, hereby certify that a copy of the foregoing Status Report on behalf of the Town of Wilmington dated April 11, 2019, was sent via first-class mail to the following parties of record.

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