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May 12, 2014

Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423

ENTERED
Office of Proceedings
May 12, 2014
Part of
Public Record

RE: Docket No. AB-55 (Sub-No. 684X), *CSX Transportation, Inc.— Abandonment Exemption—in Shelby County, TN*; Request for Extension of NITU Negotiating Period

Dear Ms. Brown:

This request pertains to the ongoing negotiations between and among the Memphis Community Connector (“MCC”), Shelby County (“Shelby County”), and CSX Transportation, Inc. (“CSXT”) regarding interim trail use and rail banking, pursuant to 16 U.S.C. § 1247(d) (the “Trails Act”) and 49 C.F.R. § 1152.29, of the above-captioned line (the “NITU request”), which was filed by the Memphis Community Connector (“MCC” and, together with Shelby County and CSXT, the “Parties”) with the Board on October 5, 2007 (the “NITU request”).¹ The NITU request covered two segments of the CSXT line, hereinafter referred to as the “Memphis Segment,” which extends from MP ONI 224 (VS 11812+37) to MP ONI 216.92 (VS 11439+97), and the “Cordova Segment,” which extends from MP ONI 210.66 to MP ONI 216.92.

The Parties entered into a Purchase and Sale Agreement for the Memphis Segment, and that Segment has been transferred to MCC. On June 30, 2010, June 9, 2011, June 20, 2012, and May 23, 2013, MCC and Shelby County requested one year extensions of the NITU so that they could continue their negotiations for the Cordova Segment. The trail on the Memphis Segment, which is now completed, has been a great success within the community, and the Parties desire to continue their negotiations for the Cordova Segment. Since the last request for extension of the NITU, the Parties have been engaged in active negotiations, but they believe an additional six months is needed in order to complete those negotiations.

Therefore, the Parties request an extension of the NITU negotiating period with respect to the Cordova Segment, until December 31, 2014.

The Parties are e-filing this letter. Thank you for your assistance and please feel free to contact any of us via phone or email (as set forth below our respective signatures) if you have any questions.

¹ Because Shelby County, TN is a local government entity, the filing fees for this Request are waived pursuant to 49 C.F.R. 1002.2(e)(1).

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Respectfully submitted,



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