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August 10, 2017

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Office of Proceedings
August 10, 2017
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Public Record

VIA E-FILING

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: KCVN, LLC and Colorado Pacific Railroad, LLC -
Feeder Line Application -
In Crowley, Pueblo, Otero and Kiowa Counties, Colorado
STB Docket No. FD 36005
*Agreement to Mediation / Request for Extension of Time for Filing Appeal
(Expedited Consideration Requested)*

Dear Ms. Brown:

In response to the Board's decision served July 31, 2017 (July 31 Decision), V and S Railway, LLC (V&S) hereby confirms that it is willing to participate in Board-sponsored mediation to resolve the NLV of the Line based on V&S's asset inventory and classifications.

Request for Extension of Time for Filing Appeal (Expedited Consideration Requested)

Pursuant to the Board's regulations, 49 CFR §1115.3, a petition for reconsideration of the July 31 Decision would be due within 20 days. If the mediation were successful, however, no petition for reconsideration would be necessary. It does not make sense to have the parties incur the time and expense related to reconsideration proceedings in the event they can reach a mediated agreement. Accordingly, V&S requests that the Board extend the time period for the filing of a petition for reconsideration with respect to the July 31 Decision be extended until (a) 20 days after the termination of mediation (if unsuccessful), or (b) 10 days after a response from KCVN, LLC and Colorado Pacific Railroad, LLC rejecting the mediation proposed by the

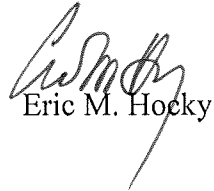
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Board. Given the otherwise applicable time period for filing a petition for reconsideration, V&S requests that the Board act expeditiously on this request.

Respectfully,

CLARK HILL PLC


Eric M. Hocky

EMH/e

cc: All persons shown on the attached certificate of service

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day August, 2017, I served a copy of the foregoing letter on the following parties by the method indicated:

By e-mail:

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By US mail, postage prepaid:

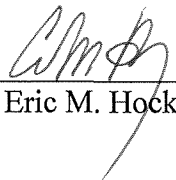
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By: 
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