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ENTERED
Office of Proceedings
September 18, 2017
Part of
Public Record

September 18, 2017

Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

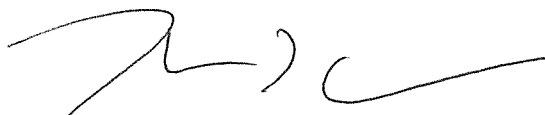
Re: STB Docket No. AB-1258: Alloy Property Co., LLC – Adverse
Abandonment – Chicago Terminal R.R. in Chicago, IL

Dear Ms. Brown:

Enclosed please find Alloy Property Company, LLC's ("Alloy's") Notice of Intent To File An Application For Adverse Abandonment, for filing with the Board in the above referenced matter. A certificate of service on entities listed in 49 C.F.R. § 1152.20 is attached.

In its August 16, 2017 Decision granting waivers of certain regulatory requirements for Alloy's forthcoming abandonment application, the Board stated that it would grant Alloy's requests for waiver of the service requirements of 49 C.F.R. § 1152.20(a)(2)(i) and § 1152.20(a)(2)(xii) unless Chicago Terminal Railroad ("CTM") certified to the Board by August 28, 2017 that it had identified any significant users or duly certified labor organizations that it believed should be served. *Id.* Because CTM failed to file any certification with the Board by August 28, 2017, the service requirements of 49 C.F.R. §§ 1152.20(a)(2)(i) and 1152.20(a)(2)(xii) are waived under the terms of the August 16, 2017 Decision.

Sincerely,



Matthew J. Warren

Enclosure

NOTICE OF INTENT
BEFORE THE
SURFACE TRANSPORTATION BOARD

STB Docket No. AB-1258

**ALLOY PROPERTY COMPANY, LLC – ADVERSE ABANDONMENT –
CHICAGO TERMINAL RAILROAD IN CHICAGO, IL**

Alloy Property Company, LLC (“Applicant”) gives notice that on or about October 11, 2017, it intends to file with the Surface Transportation Board (“the Board”), Washington, D.C. 20423, an application seeking adverse abandonment of the authority of the Chicago Terminal Railroad (“CTR”) to operate over unused rail lines in Chicago, Cook County, Illinois, *i.e.*: the remaining portions of the “C&E” and “Bloomington” lines in Chicago, Illinois beginning at the western side of North Elston Avenue and proceeding east and south to Goose Island, a distance of approximately 2.625 miles in Chicago, Cook County, Illinois to a terminus near the intersection of Chicago Avenue and Halsted Street in the “Goose Island” district of Chicago (the “Line”). The affected railroad Line is situated in U.S. Postal Zip Codes 60614 and 60642. The Line does not have stations. The reasons for the proposed abandonment include (i) the alleged absence of current use of the Line; (ii) the alleged lack of any reasonably foreseeable future need for rail service on the Line; and (iii) the prospect for beneficial nonrail use of the property. In addition, there are significant safety concerns with the current condition of the property.

There are no documents in Applicant's possession that indicate that the Line contains federally granted rights-of-way. Any such documentation that might come into Applicant's possession will be made available promptly to those requesting it.

The interest of railroad employees will be protected by *Oregon Short Line Railroad—Abandonment Portion Goshen Branch Between Firth and Ammon, in Bingham & Bonneville Counties, ID*, 360 I.C.C. 91 (1979). The application, when filed, can be viewed following its filing on the Board's webpage, www.stb.gov, or a copy can be secured from Applicant's counsel, whose name and address appear below. The application will include Applicant's entire case for abandonment. Any interested person, after the application is filed on or about October 11, 2017, may file with the Board its protest of, or written comments concerning, the proposed abandonment identifying it by the proceeding's docket number. These filings are due 45 days from the date of filing the application. All interested persons should be aware that following any abandonment of rail service and salvage of the line, the line may be suitable for other public use, including interim trail use. Any request for a public use condition under 49 U.S.C. § 10905 (§ 1152.28 of the Board's rules) and any request for a trail use condition under 16 U.S.C. § 1247(d) (§ 1152.29 of the Board's rules) must also be filed within 45 days from the date of filing of the application. Persons who may oppose the abandonment, but who do not wish to participate fully in the process by appearing at any oral hearings or by submitting verified statements of witnesses containing detailed evidence, should file comments. Persons interested only in seeking public use or trail use conditions should also file

comments. Persons opposing the proposed abandonment that do wish to participate actively and fully in the process should file a protest. Protests must contain that party's entire case in opposition including the following: (1) the protestant's name, address and business; (2) the protestant's interest in the proceeding, including their use of the Line or the public interest represented; (3) the protestant's reasons for protesting or commenting on the proposed abandonment, including their reliance on the involved service; and (4) any rebuttal of material submitted in the application. In addition, a commenting party or protestant may provide a statement of position and evidence regarding: (i) environmental impact; (ii) impact on rural and community development; (iii) recommended provisions for protection of the interests of employees; (iv) suitability of the properties for other public purposes pursuant to 49 U.S.C. § 10905; and (v) prospective use of the right-of-way for interim trail use and rail banking under 16 U.S.C. § 1247(d) and § 1152.29. Protests or comments need to be notarized or verified, and an unbound original and ten copies are required to be filed with the Secretary of the Board, at 395 E. St S.W., Suite 100, Washington D.C. 20423, together with a certificate of service attesting that copies of the comments or protests have been served on Applicant's counsel in this matter, Matthew J. Warren, Sidley Austin LLP, 1501 K St NW, Washington, D.C. 20005, phone: (202) 736-8000; fax: (202) 736-8711; email: mjwarren@sidley.com. Except as otherwise set forth in 49 C.F.R. § 1152, each document filed with the Board must be served on all parties to the abandonment proceeding. Protests and comments will be considered by the Board in determining what disposition to make of the application.

A commenting party or protestant may participate in the proceeding as its interest may appear.

If an oral hearing is desired, the requester must make a request for an oral hearing and provide reasons why an oral hearing is necessary. Oral hearing requests must be filed with the Board no later than 10 days after that application is filed.

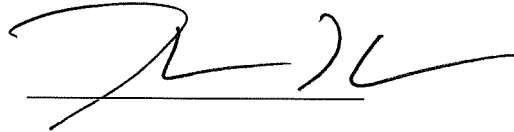
Those parties filing protests to the proposed abandonment should be prepared to participate actively either in an oral hearing or through the submission of their entire opposition case in the form of verified statements and arguments at the time they file a protest. Parties seeking information concerning the filing of protests should refer to 49 C.F.R. § 1152.25.

Persons seeking further information concerning the abandonment procedures may contact the Surface Transportation Board or refer to the text of the abandonment regulations at 49 C.F.R. § 1152.1, *et seq.*

An environmental assessment (EA) (or environmental impact statement (EIS), if necessary) prepared by the Section of Environmental Analysis will be served upon all parties of record and upon any agencies or other persons who commented during its preparation. Any other persons who would like to obtain a copy of the EA (or EIS) may contact the Section of Environmental Analysis. EAs in these abandonment proceedings normally will be made available within 33 days of the filing of the application. The deadline for submission of comments on the EA will generally be within 30 days of its service. The comments received will be

addressed in the Board's decision. A supplemental EA or EIS may be issued where appropriate.

Respectfully submitted,

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Matthew J. Warren
Hanna M. Chouest
SIDLEY AUSTIN LLP
1501 K Street, NW
Washington, DC 20005
(202) 736-8000
(202) 736-8711 (fax)

Counsel to Alloy Property Company, LLC

Dated: September 18, 2017

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of September 2017, I caused the foregoing Notice of Intent to be served by First Class Mail or more expedient method on the following:

John D. Heffner
Strasburger & Price LLP
1025 Connecticut Ave., NW, Suite 717
Washington, DC 20036

David Michaud
Chicago Terminal Railroad
118 South Clinton St., Suite 400
Chicago, IL 60661

Charles Spitulnik
Kaplan Kirsch & Rockwell LLP
1001 Connecticut Ave., NW, Suite 800
Washington, DC 20036

Governor Bruce Rauner
Office of the Governor
State of Illinois
207 State House St.
Springfield, IL 62706

Illinois Department of Transportation
2300 S. Dirksen Parkway
Springfield, IL 62764

Heath Hall, Acting Administrator
Federal Railroad Administration
U.S. Department of Transportation
1200 New Jersey Ave., SE
Washington, DC 20590

US Dept. of Defense (SDDCTEA)
Attn: Railroads for National Defense
1 Soldier Way, Bldg. 1900W
Scott AFB, IL 62225

U.S. Department of Interior
National Park Service
Cultural Resources, Rm. 3126
1849 C Street, N.W.
Washington, DC 20240

U.S. Railroad Retirement Board
844 North Rush Street
Chicago, IL 60611

U.S. Department of Agriculture
Chief of the Forest Service
1400 Independence Ave., SW
Washington, DC 20250

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

University of Illinois Extension
Attn: Cooperative Extension Service
8751 S. Greenwood Ave, Suites 112-122
Chicago, IL 60619

A handwritten signature in black ink, appearing to read "Alec Weingart", is written over a horizontal line.

Alec Weingart