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May 28, 2019

ENTERED
Office of Proceedings
May 28, 2019
Part of
Public Record

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

Re: *City and County of Denver – Petition for Declaratory Order*, STB Docket No. FD 36263

The Denver Rock Island Railroad Company v. The City and County of Denver, STB Docket No. NOR 42162

Dear Ms. Brown:

The City and County of Denver, Colorado (City) and Denver Rock Island Railroad Company (DRIR) have been participating in Board-sponsored mediation in the above-referenced proceeding. The initial mediation period is scheduled to expire on May 30, 2019. Pursuant to 49 C.F.R. § 1109.3(b), the City and DRIR jointly request that the Board extend the mediation period in this proceeding until June 24, 2019. The parties are continuing voluntary negotiations and believe that it is beneficial to keep the mediation period open until negotiations have concluded and the parties have entered into the anticipated agreements in connection with these matters. Counsel for DRIR have authorized me to confirm that DRIR joins in this request.

Sincerely,



Allison I. Fultz
Counsel for City and County of Denver, Colorado

cc: Kayla Mack, Federal Mediation and Conciliation Service
Brian O'Boyle, STB
Thomas F. McFarland, Counsel for Denver Rock Island Railroad Company
William A. Mullins, Counsel for Denver Rock Island Railroad Company