

August 14, 2018

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VIA E-FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1034
Washington, DC 20423-0001

ENTERED
Office of Proceedings
August 14, 2018
Part of
Public Record

**Re: Docket No. AB-290 (Sub-No. 117X)
Norfolk and Western Railway Company – Abandonment Exemption –
Between Indianapolis and Tipton in Marion, Hamilton, and Tipton Counties,
Ind.**

**Docket No. FD 36137
City of Fishers, City of Noblesville, and Hamilton County, Indiana – Petition
for Partial Revocation of Exemption**

***Opposition to Request of City of Noblesville, Indiana, for Interim Trails
Use/Rail Banking and Statement of Willingness to Assume Financial
Responsibility***

Dear Ms. Brown:

On August 3, 2018, the City of Noblesville, Indiana, filed a Request in this case for Interim Trails Use/Rail Banking and Statement of Willingness to Assume Financial Responsibility. The Request concerns a portion of the Nickel Plate Line from approximately milepost I-19 to milepost I-23. US Rail Holdings, LLC (“US Rail”) respectfully files this letter as its response in opposition to the Request.

The City of Fishers, Indiana filed a similar Request on June 8, 2018. US Rail previously opposed that request and asked that the Board deny it. For the reasons stated by US Rail regarding that request, the Board should likewise deny the Request by the City of Noblesville, Indiana. In support of its opposition, US Rail respectfully incorporates by reference its June 6 Motion for Clarification, its June 6 Verified Motion for Preliminary Injunction, and its July 3 Rebuttal to Reply of Petitioners previously submitted in these proceedings.

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Thank you for your attention to this matter.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "D - (M - +", which is a stylized representation of the name Donn C. Meindertsma.

Donn C. Meindertsma
Counsel for US Rail Holdings, LLC

cc: All parties of Record