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VIA E-FILING

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

Re: New England Central Railroad, Inc. -
Trackage Rights Order - Pan Am Southern LLC
STB Docket No. FD 35842
Request for Oral Argument

Dear Ms. Brown:

I am writing this letter on behalf of New England Central Railroad, Inc. ("NECR") to respectfully request that the Board schedule oral argument in the above-referenced proceeding. NECR and Pan Am Southern LLC ("PAS") have filed numerous lengthy factually and legally complex briefs in connection with this matter. Due to the important nature of the dispute, the inconsistency in the memoranda and the complexities involved, NECR believes that oral argument would be beneficial to the parties as well as the Board as it would allow for clarification of the relevant issues. NECR believes that there are several open issues left after the filing of PAS's Surrebuttal on February 22, 2017 that warrant clarification and argument. For example, throughout the course of the briefing several potential methods for calculating the interest rental component of the applicable trackage rights fees have been referenced and relied upon by the parties. NECR further believes that PAS throughout its briefs has been inconsistent in the approach that it indicates that it favors. Additionally, there are also disputed issues surrounding the treatment of the different segments of the applicable rail line, as well as the scope of the reopening provision of the trackage rights order.

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NECR believes that this complex proceeding presents a unique situation, and the Board would benefit from oral argument on these or other issues that the Board might identify. Oral argument would allow the parties to summarize the key points in the record, and would provide the Board with the opportunity to ask questions on issues that it views as essential to resolving the issues presented in this proceeding.

Thank you for your consideration of this request.

Respectfully,

CLARK HILL PLC

s/ Eric M. Hocky

Eric M. Hocky

EMH/e

cc: William A. Mullins
All parties show on the attached Certificate of Service

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing letter to the Board on behalf of New England Central Railroad, Inc. was served on this date by the method indicated below:

By email on:

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s/ Eric M. Hocky

Eric M. Hocky

Dated: March 14, 2017