

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

ENTERED
Office of Proceedings
March 27, 2019
Part of
Public Record

PETITION BY THE SOUTHEASTERN PENNSYLVANIA TRANSPORTATION
AUTHORITY FOR RELIEF UNDER 49 U.S.C. § 24903

Docket No. FD - 36281

**UNOPPOSED REQUEST OF RESPONDENT NATIONAL RAILROAD PASSENGER
CORPORATION FOR EXTENSION OF TIME TO RESPOND TO PETITION –
EXPEDITED TREATMENT REQUESTED.**

On March 22, 2019, Petitioner Southeastern Pennsylvania Transportation Authority (“SEPTA”) and Respondent National Railroad Passenger Corporation (“Amtrak”) jointly moved the Board to hold this proceeding in abeyance pending resolution of the related case *National Railroad Passenger Corporation v. Southeastern Pennsylvania Transportation Authority* (Case No. 1:19-cv-00537-TNM) (“District Court Proceeding”) presently before the United States District Court for the District of Columbia. However, until the Board grants the motion and holds the proceeding in abeyance, Amtrak’s response to the Petition remains due on April 1, 2019.

Amtrak has conferred with SEPTA. Both parties agree that requiring a response at this time would be inefficient and unnecessary. Should the Board deny the motion to hold the proceeding in abeyance, the parties have agreed that Amtrak’s response will be due ten days from the date of the Order.

Amtrak recognizes that motions for extension of time are normally required to be filed 10 days before the due date. 49 C.F.R. § 1104.7(b). However, in the circumstances presented here -- where the parties’ agreement and the filing of the motion that triggered the extension request occurred 10 days before the due date, and where the opposing party consents to the extension -- Amtrak asks the Board to consider and grant its request.

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March 27, 2019

CERTIFICATE OF SERVICE

I, Neil K. Gilman, Esquire, certify that on March 27, 2019, a true and correct copy of the foregoing document was served upon SEPTA's counsel, Paul Cunningham and Charles Spitulnik, by email pursuant to the agreement of the Parties.

Dated: March 27, 2019

Respectfully submitted,

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