

EXPEDITED CONSIDERATION REQUESTED

BEFORE THE
SURFACE TRANSPORTATION BOARD

236249

SUNBELT CHLOR ALKALI PARTNERSHIP

Complainant

v.

NORFOLK SOUTHERN RAILWAY COMPANY

Defendant

ENTERED
Office of Proceedings
June 27, 2014
Part of
Public Record

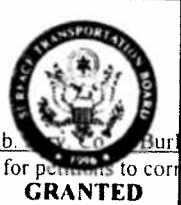
Docket No. NOR 42130

JOINT MOTION FOR
EXTENSION OF PROCEDURAL SCHEDULE

SunBelt Chlor Alkali Partnership ("SunBelt") and Norfolk Southern Railway Company ("NS") (collectively, the "Parties") hereby request a 20-day extension of time to file both a petition to correct technical and computational errors and a petition for reconsideration. On June 20, 2014, the Surface Transportation Board served its final decision on SunBelt's complaint in this proceeding ("Decision"). Both petitions presently are due on July 10, 2014.¹ Under this joint proposal, both petitions will be due on July 30, 2014. **The Parties request expedited consideration of this motion.**

The proposed due date accommodates the Decision's complexity, the July 4 holiday, and NS's counsel's reply filing in Total Petrochemicals & Refining USA, Inc. v. CSX Transportation, Inc., STB Docket No. NOR 42121. The Decision is just the second involving a primarily carload SARR and application of Alternative Average Total Cost methodology, which

¹ 49 C.F.R. § 1115.3(e) (prescribing 20 days for petitions for reconsideration) Pub. L. No. 104-190, § 201(b)(2)(B) (prescribing 20 days for petitions to correct technical and computational errors).

 GRANTED	DECISION ID NO.: <u>43892</u>
	DECIDED DATE: <u>7/2/14</u>
	SERVICE DATE: <u>7/2/14</u>
	APPROVED: <u>Rachel D. Campbell</u> Director
Office of Proceedings	☐

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the Board developed during this proceeding.² Indeed, each Board Member filed separate expressions acknowledging this proceeding's complexity.³

In determining the length of this requested extension, the Parties also considered the fact that NS's counsel and consultants must file reply Stand-Alone Cost evidence in Docket 42121 on July 21, 2014. This resource-intensive undertaking limits the time available for the parties' collaboration on technical errors and analysis of the Decision in light of any errors they may identify. Extending the procedural schedule will facilitate the parties' evaluation of the Decision and agreement on technical corrections. Also, the parties' joint resolution of technical corrections may impact petitions for reconsideration.

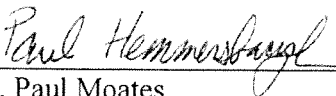
For the foregoing reasons, the Parties respectfully request an extension of the deadline to file petitions to correct technical and computational errors and petitions for reconsideration to July 30, 2014. The Parties request expedited consideration because these petitions are currently due in less than two weeks.

² Decision at 25.

³ Decision at 30 (Elliot, concurring); Decision at 31 (Miller, concurring); Decision at 32 (Begeman, dissenting).

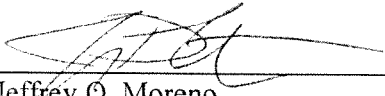
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Respectfully submitted,

 (JT)

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June 27, 2014