

239211

BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS
2401 PENNSYLVANIA AVENUE, NW
SUITE 300
WASHINGTON, DC 20037
TELEPHONE: (202) 663-7820
FACSIMILE: (202) 663-7849

WILLIAM A. MULLINS

(202) 663-7823 (Direct Dial)
E-Mail: wmullins@bakerandmiller.com

ENTERED
Office of Proceedings
September 15, 2015
Part of
Public Record

September 15, 2015

VIA E-FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

 GRANTED Office of Proceedings	DECISION ID NO.: <u>44740</u>
	DECIDED DATE: <u>9/17/15</u>
	SERVICE DATE: <u>9-18-15</u>
	APPROVED: <u>Rachel D Campbell</u> Director
	☒ <u>extended to 9/19/16</u>

Re: Norfolk Southern Railway Company – Abandonment Exemption – In Polk County, Iowa, AB-290 (Sub-No. 341X)

Dear Ms. Brown:

Norfolk Southern Railway Company (“NSR”) hereby requests an additional one-year extension, until September 19, 2016, of the abandonment authority granted to NSR in the above-captioned proceeding. Currently, NSR’s abandonment authority expires on September 19, 2015, per the Board’s decision served September 23, 2014. Despite NSR’s best efforts, salvage will not be able to be complete by the current deadline because NSR is still actively attempting to resolve various salvaging conditions imposed by the Board in its November 26, 2013 decision.¹

Over the past year, NSR has worked to consummate its abandonment authority in this proceeding. However, due to various reasons, NSR has been unable to complete the consultation and salvage process. As such, NSR needs additional time to complete the process consistent

¹ The conditions imposed by the Board include the following: (1) prior to salvage activities, NSR will consult with the Iowa Department of Natural Resources (“IDNR”) to determine what, if any, permits are needed and, if applicable, comply with any reasonable requirements; and (2) prior to salvage activities, NSR will consult with IDNR’s Conservation and Recreation Division to determine if a Sovereign Lands Construction Permit is required, and, if applicable, NSR will comply with reasonable requirements.

BAKER & MILLER PLLC

Cynthia T. Brown
September 15, 2015
Page 2

with the Board's November 26, 2013 decision. Should you have any questions, please contact me directly by telephone: 202-663-7823, or by e-mail: wmullins@bakerandmiller.com.

Sincerely,

A handwritten signature in black ink, appearing to read "William A. Mullins", written over a horizontal line.

William A. Mullins

Attorney for Norfolk Southern Railway Company

cc: All parties of record
Maquiling Parkerson, Marc Hoecker, LaWada Poarch