

Expedited Consideration Requested

BEFORE THE
SURFACE TRANSPORTATION BOARD

240606

Finance Docket No. 36025

ENTERED
Office of Proceedings
May 4, 2016
Part of
Public Record

TEXAS CENTRAL RAILROAD AND INFRASTRUCTURE, INC. & TEXAS CENTRAL
RAILROAD, LLC – AUTHORITY TO CONSTRUCT AND OPERATE – PETITION
FOR EXEMPTION FROM 49 U.S.C. § 10901 AND SUBTITLE IV – PASSENGER RAIL
LINE BETWEEN DALLAS, TX AND HOUSTON, TX

MOTION FOR EXTENSION OF TIME

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May 4, 2016

 GRANTED Office of Proceedings	DECISION ID NO.: <u>45195</u>
	DECIDED DATE: <u>5/5/16</u>
	SERVICE DATE: <u>5/5/16</u>
	APPROVED: <u>Rachel Campbell</u> Director
	☐

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MOTION FOR EXTENSION OF TIME

Pursuant to 49 CFR §§ 1104.7(b) and 1117.1, Delta Troy Interests, Ltd. (“Delta Troy”) hereby respectfully requests that the Surface Transportation Board (“Board” or “STB”) extend the period of time allotted for filings in response to the Petition for Exemption and Petition for Clarification (collectively, the “Petitions”) filed by Texas Central Railroad and Infrastructure, Inc. and Texas Central Railroad, LLC (collectively, “TCR”) on April 19, 2016.

Pursuant to 49 CFR § 1104.13(a), the current due date for filings in response to the Petitions is May 9, 2016. Delta Troy requests that the time periods be extended such that filings in response to the Petition for Clarification would be due May 19, 2016 (an additional ten days) and those in response to the Petition for Exemption would be due May 31, 2016 (an additional twenty-two days). Counsel for Delta Troy has spoken with TCR’s counsel regarding the requested extension, and TCR counsel has agreed to the extension requests described herein.

In its Petition for Exemption, TCR is seeking Board authorization for construction and operation of a 240-mile high speed rail line. Any new rail construction of this magnitude will inevitably have broad repercussions on a wide variety of stakeholders. For instance, the proposed rail line will affect numerous landowners in Texas, many of whom are unfamiliar with

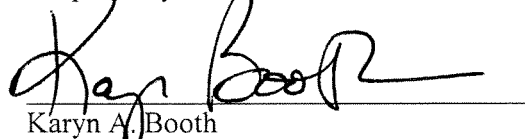
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the Board and its procedures. Delta Troy is one such landowner. After becoming aware of TCR's filing of the Petitions at the Board, Delta Troy investigated the issues raised therein and decided it was necessary to engage transportation counsel conversant in Board jurisdiction and procedures. This process was time-consuming and, ultimately, Delta Troy hired the undersigned Board counsel on May 3rd.¹

As mentioned above, filings in response to the Petitions are due May 9, 2016, less than one week from now. Given this compressed time period, **Delta Troy requests that the Board consider this Motion for Extension of Time on an expedited basis, with a Board decision requested on or before Friday, May 6, 2016.**

For all the reasons described herein, Delta Troy respectfully requests that the Board grant the extension of time requested herein.

Respectfully submitted,



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May 4, 2016

¹ Delta Troy is aware that the Board's rules require an extension of time request to be made not less than ten (10) days prior to the relevant due date. 49 CFR § 1104.7(b). Despite this rule, Delta Troy respectfully requests that the Board nonetheless consider the requested extension due to the time required for Delta Troy to familiarize itself with the Board's processes and find Board counsel.

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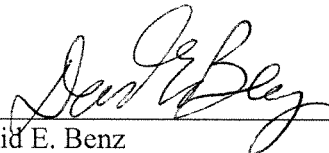
CERTIFICATE OF SERVICE

I hereby certify that on this 4th day of May 2016, I served a copy of the foregoing upon counsel for the entities listed below via electronic mail and U.S. first-class mail, postage prepaid.

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