

CLARK HILL

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August 29, 2019
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August 29, 2019

VIA E-FILING

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

Re: Canonie Atlantic Co. - Abandonment Exemption - Hallwood to Cape Charles, Va.
STB Docket No. AB 1266X
Response to Interim Trail Use Request

Dear Ms. Brown:

Pursuant to 49 C.F.R. §1152.29(b)(2), Canonie Atlantic Co. ("CAC") hereby responds to the request for interim trail use filed on behalf of the Virginia Bicycling Federation ("VBF") docketed by the Board on August 23, 2019.¹ CAC hereby advises the Board that it is willing to negotiate an interim trail use agreement with VBF.

CAC does not believe that a prospective trail, in and of itself, necessarily constitutes a public use justifying a public use condition under 49 C.F.R. §1152.28. Moreover, CAC does not believe that a public use condition is necessary in this proceeding given CAC's agreement to the issuance of a notice of interim trail use.

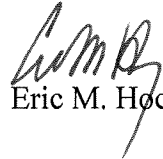
¹ VBF's letter showed the incorrect title for the Docket No. AB 1266X. The correct title is shown above. Docket No. 1266X is the proper proceeding for considering trail used requests since it is the abandonment proceeding (as opposed to one of the discontinuance proceedings), and accordingly CAC is responding as the Petitioner in this docket.

Christine T. Brown
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Please let us know if there are any questions regarding this filing.

Respectfully,

CLARK HILL PLC



Eric M. Hocky

EMH/e

cc: Sloane S. Carlough
Canonie Atlantic Co.
Virginia Bicycling Federation c/o Champe M. Burnley, II