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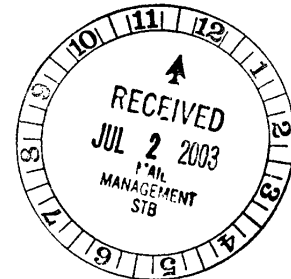
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STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER
05609-1001

208261

ENTERED
Office of Proceedings
JUL 2 2003
June 27, 2003



Part of
Public Record

Secretary
Surface Transportation Board
Washington, DC 20423

ENTERED
Office of Proceedings

Re: Finance Docket No. 34364
Vermont Railway, Inc.

JUL 2 2003

Part of
Public Record

Dear Secretary:

Enclosed for filing are the original and ten copies of the State of Vermont's Motion for Extension of Time.

Thank you.

Sincerely,

Jeanne Elias
Jeanne Elias
Assistant Attorney General

Enclosures
cc: Service List

BEFORE THE
SURFACE TRANSPORTATION BOARD

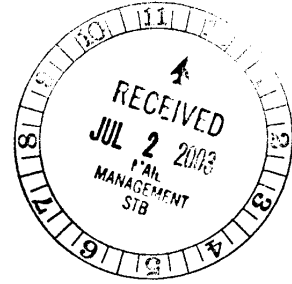
FINANCE DOCKET NO. 34364

VERMONT RAILWAY, INC. -
PETITION FOR DECLARATORY ORDER

ENTERED
Office of Proceedings

JUL 2 2003

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Public Record



MOTION FOR EXTENSION OF TIME

The State of Vermont respectfully asks the Surface Transportation Board to grant a 45-day extension of time for interested parties to respond to Vermont Railway's Petition for Declaratory Order. In support of this motion, the State of Vermont avers the following:

1. Vermont Railway filed this petition for a declaratory ruling with the Surface Transportation Board on June 17, 2003.
2. The State of Vermont did not receive copies of these filings until June 20, 2003.
3. The State of Vermont fully intends to respond to Vermont Railway's request for a declaratory ruling. In order to respond adequately to the complex issues raised by Vermont Railway's petition, the State will need additional time beyond the 20 days set forth in 49 C.F.R. § 1104.13(a).
4. The State of Vermont, until it received this petition, had no knowledge of Vermont Railway's intended plans for a site in Wallingford, Vermont and needs time to investigate Vermont Railway's claims relating to the preemption of Vermont's Land Use Law (Act 250) to any proposed railroad activities at that site.

5. The State of Vermont has very limited resources with which to prepare its responses. Two attorneys in the Environmental Unit of the Attorney General's Office are currently occupied with trial preparation for the declaratory action filed by Vermont Railway's affiliate, Green Mountain Railroad, and scheduled to be heard by the Federal District Court for Vermont during July 2003. It is not feasible for undersigned counsel to adequately respond to Vermont Railway's petition pleadings without an extension of time.

6. This Board has authority to grant an extension of time under 49 C.F.R. § 1104.7.

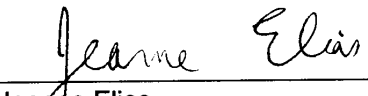
7. The State of Vermont requests 45 additional days in which to respond to Vermont Railway's petition, or until August 21, 2003.

WHEREFORE, the State of Vermont requests the Board to grant its motion for an extension of time.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

by:



Jeanne Elias
Assistant Attorney General

Signed and sworn before me this 27th day of June 2003.



Maureen H. Marton
Notary Public

My commission expires: 2/10/07

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion for Extension of Time has, this 27th day of June, 2003, been served by first-class mail, postage prepaid, on the following persons:

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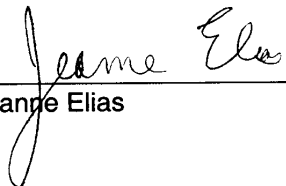
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