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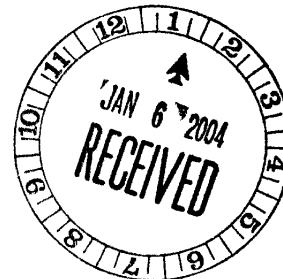
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January 6, 2004



Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423

Re: Finance Docket No. 34429, *Petition of the New York City Economic Development Corporation for Declaratory Order*

Dear Sir:

I am enclosing an original and ten (10) copies of the Reply of the New York City Economic Development Corporation, Acting on Behalf of the City of New York, New York to Requests for Extension of Time for filing in the above-referenced proceeding. An additional copy is enclosed for date stamp and return to our messenger. Please note that a 3.5" diskette is enclosed with this document.

ENTERED
Office of Proceedings

JAN 06 2003

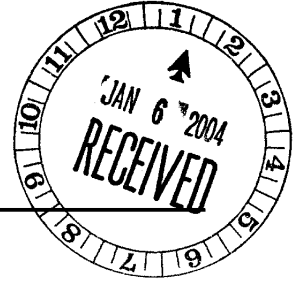
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Sincerely,

Alex Menendez

cc: Paul Donovan, Esq.
Edward D. Greenberg, Esq.
Louis P. Oliva, Esq.

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



FINANCE DOCKET NO. 34429

**PETITION OF
THE NEW YORK CITY ECONOMIC DEVELOPMENT CORPORATION
FOR DECLARATORY ORDER**

**REPLY OF THE NEW YORK CITY ECONOMIC DEVELOPMENT CORPORATION,
ACTING ON BEHALF OF THE CITY OF NEW YORK, NEW YORK
TO REQUESTS FOR EXTENSION OF TIME**

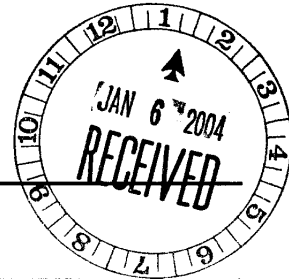
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Attorneys for New York City Economic
Development Corporation

Dated: January 6, 2004

**BEFORE THE
SURFACE TRANSPORTATION BOARD**



FINANCE DOCKET NO. 34429

**PETITION OF
THE NEW YORK CITY ECONOMIC DEVELOPMENT CORPORATION
FOR DECLARATORY ORDER**

**REPLY OF THE NEW YORK CITY ECONOMIC DEVELOPMENT CORPORATION,
ACTING ON BEHALF OF THE CITY OF NEW YORK, NEW YORK
TO REQUESTS FOR EXTENSION OF TIME**

The New York City Economic Development Corporation, acting on behalf of The City of New York, New York ("NYCEDC") hereby files this reply to the requests of the New Jersey Department Of Environmental Protection ("NJDEP") and the New York State Department of Environmental Conservation ("NYSDEC") for extension of time to file replies to NYCEDC's Petition for Declaratory Order ("Petition") in this proceeding. These requests are set forth in NJDEP's letter to the Surface Transportation Board ("Board") dated January 2, 2004 and NYSDEC letter to the Board dated January 5, 2004.

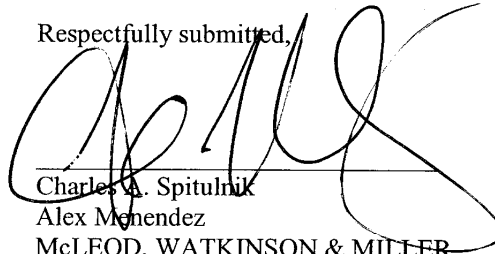
I. REPLY.

In its request for extension, NJDEP and NYSDEC seek a three (3) week extension to the comment period. NYCEDC believes that such an extension is not necessary because both NJDEP and NYSDEC have had ample time to respond to the issues raised in the Petition. This is specifically true with respect to NYSDEC, because NYCEDC fully informed NYSDEC of the issues it has raised in the Petition even prior to the filing of the Petition.

Furthermore, as set forth in the NYCDEC's Petition for Declaratory Order, NYCEDC has asked this Board to expedite of this matter. The basis for the request for expedited consideration is that the construction season in New York is short. Specifically, in order for the tracks and related facilities to be completed by the time the waste transfer facility is fully operational, NYCEDC must begin construction on the track that are the subject of this Petition no later than March 2004.

Notwithstanding this need for expedited consideration and in an attempt to accommodate the concerns of NJDEP and NYSDEC, NYCEDC would not object to an extension of ten (10) days to the comment period. Thus, the comment period would end January 19, 2004 and any replies would be due twenty (20) days later on February 9, 2004.

Respectfully submitted,



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Dated: January 6, 2004

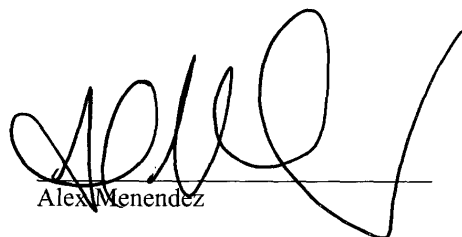
CERTIFICATE OF SERVICE

I certify that I have this 6th day of January 2004, caused copies of the Reply of the New York City Economic Development Corporation, Acting on Behalf of the City of New York, New York to Requests for Extension of Time, to be served via facsimile and first class mail, postage prepaid upon:

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