



BRUSSELS CINCINNATI CLEVELAND COLUMBUS DAYTON NEW YORK WASHINGTON, D.C.

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March 24, 2004

Via Hand Delivery

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K St. N.W.
Washington, D.C. 20423

ENTERED
Office of Proceedings

MAR 24 2004

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Public Record



RE: STB Docket No. 42071, *Otter Tail Power Company v. The Burlington Northern and Santa Fe Railway Company*

Dear Secretary Williams:

Please find enclosed for filing the original and ten (10) copies of Otter Tail Power Company's Motion to Modify Procedural Schedule.

An extra copy of the Motion is enclosed for stamping and returning to our offices.

Should you have any questions regarding the foregoing, please do not hesitate to contact the undersigned.

Sincerely,

Nicholas J. DiMichael
Jeffrey O. Moreno
Counsel for Complainant

cc: Counsel for Defendant

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Defendant.

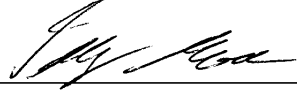
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In preparing its evidentiary filings in this case, Otter Tail has relied on the knowledge and experience of Thomas D. Crowley, President of L.E. Peabody & Associates. On March 11, 2004, Mr. Crowley underwent major surgery that was sudden and unexpected, and is now recovering. Otter Tail requests this one week extension in order to allow Mr. Crowley sufficient time to recuperate so that he is able to contribute, as needed, to the preparation of Otter Tail's Rebuttal Evidence.

For the foregoing reasons, Otter Tail requests that the Board modify the procedural schedule as described herein.

Respectfully submitted,



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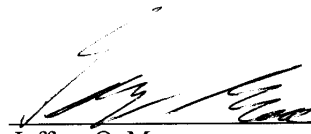
*Attorneys for Complainant
Otter Tail Power Company*

Dated: March 24, 2004

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of March, 2004, I served a copy of Complainant Otter Tail Power Company's Motion to Modify Procedural Schedule by hand delivery to counsel for Defendant at the following address:

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