

BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 32760, SUB-FILE 43

IN THE MATTER OF ARBITRATION BETWEEN UNION PACIFIC RAILROAD
COMPANY AND BROTHERHOOD OF LOCOMOTIVE ENGINEERS, NEW YORK DOCK
ARBITRATION, CASE NO. 03/074

(Arbitration Review)

CARRIER'S MOTION FOR EXTENSION OF TIME
TO FILE APPEAL FROM ARBITRATION AWARD



ENTERED
Office of Proceedings
AUG 31 2004
Part of
Public Record

COMES NOW Union Pacific Railroad Company ("Carrier"), by and through counsel, and requests that the Board permit the Carrier until September 20, 2004, to file its appeal from the arbitration award of Arbitrator Ann S. Kenis in the above-referenced docket. On August 2 2004, the Carrier had requested an extension of time to file this appeal until August 31 due to the illness of its counsel. BLE objected to this request, which is still pending before the Board. Unfortunately, new counsel for the Carrier has not been able to complete the appeal brief. Counsel has been required to travel out of town both the weeks of August 9 and 23 for multi-day negotiations with another union, and has been busy working on lengthy summary judgment paperwork due this week in a court dispute with still another union. The attorney assisting lead counsel was also on vacation for a week during August. The Carrier represents to the Board that this will be the final extension on this matter that it will request, and respectfully requests the Board's assent to this short extension request.

Respectfully submitted,

THOMPSON COBURN LLP

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Attorneys for Carrier

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served upon Charles R. Rightnowar, General Chairman, Brotherhood of Locomotive Engineers, 320 Brooke Drive, Suite 115, Hazelwood, Missouri 63042, this 31st day of August 2004.

Christopher R. Dech