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H. Allen Pennington, Jr.

September 28, 2005

Via FedEx Overnight Delivery

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K. Street, NW
Washington, DC 20006

214 774

Re: *PCI Transportation, Inc. v. Fort Worth & Western Railroad Company*; In and
Before the Surface Transportation Board, Claim No. NOR42094

Dear Secretary Williams:

Enclosed please find an original and twelve copies of a Stipulated Motion for Extension of Time, together with a proposed Order, for filing in the above-referenced matter.

Please return the excess file-stamped copies of the above document to the undersigned in the enclosed envelope I have provided for your convenience.

Thank you for your assistance in this regard and should you have any questions please do not hesitate to call me.

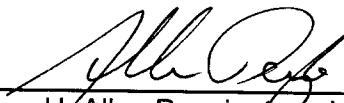
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Office of Proceedings

Sincerely yours,

SEP 29 2005

PENNINGTON, HILL & BAKER, LLP

Part of
Public Record

By: 
H. Allen Pennington, Jr.

HAP/mr
Enclosure

R:\10\PC\1\SURFACE TRANSPORTATION BOARD Suit\Correspondence\STB Clerk.Ltr.2.doc

cc: Mr. Richard DeBerry
MCDONALD SANDERS
777 Main Street, Suite 1300
Fort Worth, Texas 76102
Via Facsimile: 817-334-0271

Paul H. Lambole
Bank of America Plaza, Suite 645
50 W. Liberty Street
Reno, NV 89501
Via Facsimile: 775-786-8334

214774

IN AND BEFORE THE
SURFACE TRANSPORTATION BOARD



PCI TRANSPORTATION, INC.,
Complainant,

v.

COMPLAINT NO. NOR42094

FORT WORTH & WESTERN
RAILROAD COMPANY, INC.,
Respondent.

**STIPULATED MOTION FOR EXTENSION OF TIME FOR
PCI TRANSPORTATION, INC. TO REPLY TO THE
BRIEF OF FORT WORTH & WESTERN RAILROAD COMPANY, INC. IN SUPPORT
OF MOTION TO DISMISS OR, IN THE ALTERNATIVE,
TO HOLD THE MATTER IN ABEYANCE**

Complainant PCI Transportation, Inc. ("PCI") hereby moves the Board to grant PCI a twelve (12) day extension of time until October 11, 2005, in which to reply to the Brief of Fort Worth & Western Railroad Company in Support of Motion to Dismiss or, in the Alternative, to Hold the Matter in Abeyance, filed September 8, 2005.

In conference, counsel for PCI and Fort Worth & Western Railroad Company have agreed that the extension requested is appropriate and will not unduly delay proceedings before the Board.

Based upon their agreement, counsel for the respective have affixed their signatures to this Stipulated Motion.

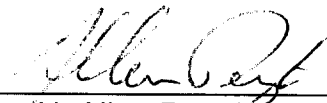
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Respectfully submitted on this the 28 day of September, 2005, by

PENNINGTON, HILL & BAKER, LLP

By: 
H. Allen Pennington, Jr.
Texas State Bar No. 15758500

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Fort Worth, Texas 76102
Telephone: (817) 332-5055
Facsimile: (817) 332-5054

ATTORNEYS FOR COMPLAINANT
PCI TRANSPORTATION, INC.

Fort Worth & Western Railroad Company hereby acknowledges PCI's request for a twelve (12) day extension of time until October 11, 2005, in which to reply to the Brief of Fort Worth & Western Railroad Company in Support of Motion to Dismiss or, in the Alternative, to Hold the Matter in Abeyance, filed in the above-captioned matter, and consents to the extension request as set out in the foregoing Stipulated Motion.

Dated September 28, 2005, by _____ for
Richard C. DeBerry

Paul H. Lamboley
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ATTORNEYS FOR RESPONDENT
FORT WORTH & WESTERN
RAILROAD COMPANY

Respectfully submitted on this the 28 day of September, 2005, by

PENNINGTON, HILL & BAKER, LLP

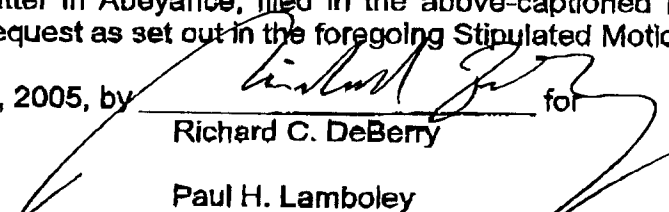
By: 

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Texas State Bar No. 15758500

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ATTORNEYS FOR COMPLAINANT
PCI TRANSPORTATION, INC.

Fort Worth & Western Railroad Company hereby acknowledges PCI's request for a twelve (12) day extension of time until October 11, 2005, in which to reply to the Brief of Fort Worth & Western Railroad Company in Support of Motion to Dismiss or, in the Alternative, to Hold the Matter in Abeyance, filed in the above-captioned matter, and consents to the extension request as set out in the foregoing Stipulated Motion.

Dated September 28, 2005, by 

Richard C. DeBerry

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ATTORNEYS FOR RESPONDENT
FORT WORTH & WESTERN
RAILROAD COMPANY

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on Counsel of Record on this the 28 day of September, 2005 as indicated below:

Mr. Richard DeBerry
McDONALD SANDERS
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Paul H. Lamboley
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H. Allen Pennington, Jr.

IN AND BEFORE THE
SURFACE TRANSPORTATION BOARD



PCI TRANSPORTATION, INC.,
Complainant,

v.

COMPLAINT NO. NOR42094

FORT WORTH & WESTERN
RAILROAD COMPANY, INC.,
Respondent.

SECTION 105

[PROPOSED]
ORDER GRANTING STIPULATED MOTION FOR EXTENSION OF TIME FOR
PCI TRANSPORTATION, INC. TO REPLY TO THE
BRIEF OF FORT WORTH & WESTERN RAILROAD COMPANY, INC. IN SUPPORT
OF MOTION TO DISMISS OR, IN THE ALTERNATIVE,
TO HOLD THE MATTER IN ABEYANCE

After review of the motion of Complainant PCI Transportation, Inc. and consent of Fort Worth & Western Railroad Company, filed September 28, 2005, the Board hereby grants PCI a twelve (12) day extension of time until October 11, 2005, in which to reply to the Brief of Fort Worth & Western Railroad Company in Support of Motion to Dismiss or, in the Alternative, to Hold the Matter in Abeyance, filed September 8, 2005.

The Board agrees with counsel for PCI and FWWR that the requested extension is reasonable and will not unduly delay proceedings before the Board.

Decided on this the ____, day of ____, 2005.

By the Board, David M. Konschnik, Director, Office of Proceedings.

Vernon A. Williams, Secretary.

ENTERED
Office of Proceedings

SEP 29 2005

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