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November 21, 2005

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW (7th fl.)
Washington, DC 20423-0001

ENTERED
Office of Proceedings

NOV 21 2005

Part of
Public Record

Dear Secretary Williams:

This refers to STB Finance Docket No. 34337, Michael H. Meyer, Trustee in Bankruptcy for California Western Railroad, Inc. v. North Coast Railroad Authority, d/b/a Northwestern Pacific Railroad, and the Board's Decision, served November 18, 2005.

The Decision's procedural schedule imposes an intolerable burden on counsel for the Trustee. A sole practitioner, he is actively engaged in prosecuting several other proceedings. In the circumstances, it would be impossible for him to fully and fairly to present his client's case in chief in only 20 days' time, as the Board's decision contemplates. The proceeding has been pending since December 1, 2004, the Thanksgiving, Chanukah, Christmas and New Year Holidays are upon us, and a more protracted procedural schedule would prejudice no one.

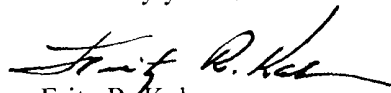
The Trustee, accordingly, requests that procedural schedule be revised and that the Trustee's opening statement be due January 2, 2006, NCRA's reply, February 2, 2006, and the Trustee's rebuttal, February 17, 2006.

I am advised that the Defendant will oppose a change in the present schedule.

Ten copies of this letter are enclosed to permit your circulation of it. An additional copy is enclosed for you to stamp to acknowledge your receipt of it and to return to me via the messenger.

A copy of this letter has been faxed and mailed to Defendant's counsel.

Sincerely yours,


Fritz R. Kahn

cc: William A. Mullins, Esq.