

**UNITED STATES OF AMERICA
BEFORE THE
SURFACE TRANSPORTATION BOARD**

CF Industries Inc.	)	
Complainant	)	
	)	
v.	)	
	)	
Kaneb Pipe Line Partners, L.P.	)	Docket No. NOR-42084
	)	
and	)	
	)	
Kaneb Pipe Line Operating	)	
Partnership, L.P.,	)	
Respondents	)	

**Motion for Extension of Time to File the Supplemental Brief of
Kaneb Pipe Line Partners, L.P. And Kaneb Pipe Line Operating Partnership, L.P. on
the Impact of the Merger**

Pursuant to Section 1104.7 of the regulations of the Surface Transportation Board (the “Board”), 49 C.F.R. § 1104.7 (2005), Kaneb Pipe Line Partners, L.P. (“KPP”) and Kaneb Pipe Line Operating Partnership, L.P. (“KPOP”) (collectively, “Kaneb”), file this motion for extension of time to file the supplemental brief regarding the impact of the Valero L.P. (“Valero”) acquisition of KPP on the issues in this proceeding.

On July 1, 2005, KPP merged with Valero. On November 3, 2005, the Board directed Kaneb to submit a supplemental pleading detailing (i) the terms and conditions of Valero’s acquisition of Kaneb, including the relevant transaction documents; and (ii) the impact, if any, of that transaction on the issues and arguments currently before the Board in this docket.¹ On November 22, 2005, Kaneb filed the Supplemental Brief of Kaneb Pipe Line Partners, L.P. And Kaneb Pipe Line Operating Partnership, L.P. on Terms And Conditions of Merger. In addition, Kaneb requested an extension until January 31, 2006 to report on the impact of the acquisition on

¹ *CF Indus. Inc. v. Kaneb Pipe Line Partners, L.P. and Kaneb Pipe Line Operating P’ship, L.P.*, Docket No. NOR-42084, slip op. (Nov. 3, 2005) (“November 3 Order”).

the issues in this proceeding in anticipation that the final purchase price accounting and allocations associated with the merger would be completed. The Board granted the extension.

Deloitte & Touche USA LLP (“Deloitte”) recently furnished preliminary purchase price accounting calculations and allocations associated with the merger to Kaneb and informed Kaneb that it will take Deloitte another forty-five to sixty days to confirm its calculations and to prepare its report. Therefore, Kaneb files this motion for an extension to file its supplemental brief regarding the impact of the merger on the issues in this proceeding until March 31, 2006. The extension will not prejudice any of the parties and will aid the Board by creating a more complete record.

CF Industries Inc. and Dyno Nobel, Inc. (“Dyno Nobel”) have authorized the undersigned to state that they have agreed to support or not oppose this request. Dyno Nobel will not agree to any further extension of time beyond the sixty days agreed to herein.

Respectfully submitted,

/s/ Albert S. Tabor, Jr.

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January 25, 2006

CERTIFICATE OF SERVICE

I certify that I have this day served copies of this document upon all parties of record in these proceedings by electronic mail.

Dated in Washington, D.C this 25th day of January 2006.

/s/ Andrea M. Halverson
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