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July 18, 2007

By e-filing

Vernon A Williams, Secretary
Surface Transportation Board
395 E Street, S W , Suite 1149
Washington, DC 20024

Re STB Finance Docket No 34870, *PYCO Industries, Inc v South Plains Switching, Ltd Co*

Dear Mr. Williams

On July 17, 2007, pursuant to 49 C.F.R. § 1111.10(a), the undersigned in behalf of Defendant, South Plains Switching, Ltd Co ("SAW") and Charles H Montange, Esq , in behalf of Complainant, PYCO Industries, Inc. ("PYCO"), conferred by telephone in regard to discovery and procedural matters related to an Amended/Supplemental Complaint ("Amended Complaint") filed by PYCO. The parties were unable to agree on a proposed procedural schedule and discovery timetable. Accordingly, this is a separate Report required by that regulation setting forth a proposed procedure to govern processing of the Amended Complaint.

Defendant SAW continues to strongly believe that administrative economy and orderly procedure dictate that evidentiary proceedings in regard to the Amended Complaint be held in abeyance pending disposition of the Motion to Dismiss the Complaint (now directed at the Amended Complaint) filed by SAW. Consequently, SAW respectfully requests that the Board hold evidentiary processing of the Amended Complaint in abeyance pending disposition of the Motion to Dismiss. Argument in support of that procedural disposition is contained in a number of pleadings filed in behalf of SAW in this proceeding, the most recent of which is SAW's Answer to the Amended Complaint, filed July 6, 2007. SAW adopts that argument in this Report.

Very truly yours,

Tom McFarland

Thomas F McFarland
Attorney for Defendant
South Plains Switching, Ltd Co

/s/ McF kl wp8 071164'efSTB6

cc Messrs Larry Wisener
Dennis Olmstead