

LAW OFFICES
JOHN D. HEFFNER, PLLC
1750 K STREET, N.W.
SUITE 200
WASHINGTON, D.C. 20006
PH: (202) 296-3333
FAX: (202) 296-3939

August 12, 2008

Ms. Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street SW
Washington, DC 20423

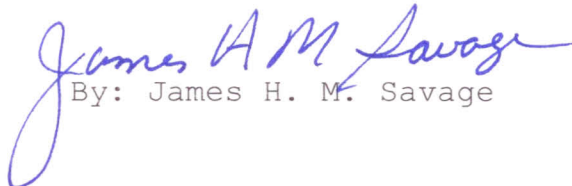
Re: Finance Docket No. 35141 U S Rail Corporation -
Construction and Operation Exemption - Brookhaven Rail Terminal

Dear Secretary Quinlan,

Petitioner U S Rail does not oppose the Town of Brookhaven's request for a 20 day extension of time for the Town to reply to the Petition for construction and operation authority filed August 7, 2008.

We thank the Board for its time and consideration.

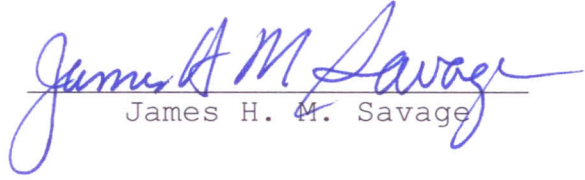
Respectfully submitted,
John D. Heffner, PLLC


By: James H. M. Savage

JHMS/mhd

CERTIFICATE OF SERVICE

I certify that I have this day served copies of the accompanying documents upon all parties of record to this proceeding by electronic mail.


James H. M. Savage

August 12, 2008