

EXPEDITED CONSIDERATION REQUESTED

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

236249

SUNBELT CHLOR ALKALI PARTNERSHIP)
)
 Complainant)
 v.)
 NORFOLK SOUTHERN RAILWAY COMPANY)
)
 Defendant)

ENTERED
 Office of Proceedings
 June 27, 2014
 Part of
 Public Record

Docket No. NOR 42130

**JOINT MOTION FOR
EXTENSION OF PROCEDURAL SCHEDULE**

SunBelt Chlor Alkali Partnership (“SunBelt”) and Norfolk Southern Railway Company (“NS”) (collectively, the “Parties”) hereby request a 20-day extension of time to file both a petition to correct technical and computational errors and a petition for reconsideration. On June 20, 2014, the Surface Transportation Board served its final decision on SunBelt’s complaint in this proceeding (“Decision”). Both petitions presently are due on July 10, 2014.¹ Under this joint proposal, both petitions will be due on July 30, 2014. **The Parties request expedited consideration of this motion.**

The proposed due date accommodates the Decision’s complexity, the July 4 holiday, and NS’s counsel’s reply filing in Total Petrochemicals & Refining USA, Inc. v. CSX Transportation, Inc., STB Docket No. NOR 42121. The Decision is just the second involving a primarily carload SARR and application of Alternative Average Total Cost methodology, which

¹ 49 C.F.R. § 1115.3(e) (prescribing 20 days for petitions for reconsideration); Pub. Serv. Co. v. Burlington N. & Santa Fe Ry., STB Docket No. 42057, slip op. at 2 (served Dec. 14, 2004) (prescribing 20 days for petitions to correct technical and computational errors).

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the Board developed during this proceeding.² Indeed, each Board Member filed separate expressions acknowledging this proceeding's complexity.³

In determining the length of this requested extension, the Parties also considered the fact that NS's counsel and consultants must file reply Stand-Alone Cost evidence in Docket 42121 on July 21, 2014. This resource-intensive undertaking limits the time available for the parties' collaboration on technical errors and analysis of the Decision in light of any errors they may identify. Extending the procedural schedule will facilitate the parties' evaluation of the Decision and agreement on technical corrections. Also, the parties' joint resolution of technical corrections may impact petitions for reconsideration.

For the foregoing reasons, the Parties respectfully request an extension of the deadline to file petitions to correct technical and computational errors and petitions for reconsideration to July 30, 2014. The Parties request expedited consideration because these petitions are currently due in less than two weeks.

² Decision at 25.

³ Decision at 30 (Elliot, concurring); Decision at 31 (Miller, concurring); Decision at 32 (Begeman, dissenting).

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Respectfully submitted,

 (JT)

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