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July 22, 2015

Ms. Cynthia T. Brown
Chief of the Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

238873

ENTERED
Office of Proceedings
July 22, 2015
Part of
Public Record

VIA ELECTRONIC FILING

Re: *Delaware and Hudson Railway Company, Inc. – Discontinuance of Trackage Rights Exemption – In Broome County, N.Y.; Middlesex, Essex, Union, Somerset, Hunterdon, and Warren Counties, N.J.; Cumberland, Chester, Luzerne, Perry, York, Lancaster, Northampton, Lehigh, Carbon, Berks, Montgomery, Northumberland, Dauphin, Lebanon, and Philadelphia Counties, PA.; Cecil, Harford, Baltimore, Anne Arundel, and Prince George's Counties, and Baltimore City, MD.; The District of Columbia; and Arlington County, and The City of Alexandria, VA.*
STB Docket No. AB-156 (Sub-No. 27X)

Dear Ms. Brown:

Enclosed for filing please find Delaware and Hudson Railway Company, Inc.'s ("D&H") response to James Riffin's request for information pursuant to 49 C.F.R. § 1152.27(a) in the above-referenced matter, which D&H submits under a reservation of rights.

Please contact me if you have any questions.

Sincerely,

Stinson Leonard Street LLP

W. Karl Hansen

cc: All parties of record



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July 22, 2015

James Riffin
P.O. Box 4044
Timonium, MD 21094

**Re: Request for information pursuant to 49 C.F.R. § 1152.27(a)
STB Docket No. AB-156 (Sub-No.27X)**

Dear Mr. Riffin:

The Notice of Intent to File an Offer of Financial Assistance ("NOI") filed on July 13, 2015 in STB Docket No. AB-156 (Sub-No. 27X) is invalid for failure to comply with the regulations governing offers of financial assistance and the Surface Transportation Board's notice filed on July 2, 2015 in the above-referenced proceeding. Because the NOI is not valid, Delaware and Hudson Railway Company, Inc. ("D&H") has no obligation to provide the information you requested that would otherwise be required by 49 C.F.R. § 1152.27(a).

Nonetheless, and without waiving any right to dispute the validity of the NOI or any subsequently filed offer of financial assistance, D&H provides the following responses to the information requested by the NOI:

- A. An estimate of the annual subsidy to provide the service identified in paragraph 34 above.

Answer: D&H is unable to estimate the annual subsidy to provide the services identified in the NOI because the traffic identified in paragraph 34 does not currently exist, because D&H would not have the ability to handle the traffic identified in paragraph 34 (A) if it did exist; and because D&H does not have the right to provide the services identified in paragraphs 34(B)-(D) under the terms of any agreement.

- B. The minimum purchase price for the track segments identified in paragraphs 5 through 32 above.

Answer: D&H is unable to provide the minimum purchase price because it does not own the track segments identified in paragraphs 5 through 32 of the NOI.

James Riffin
July 22, 2015
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Sincerely,

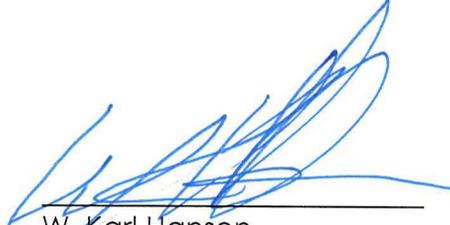
Stinson Leonard Street LLP

A handwritten signature in blue ink, appearing to read 'W. Karl Hansen', is written over the text 'Stinson Leonard Street LLP'.

W. Karl Hansen

CERTIFICATE OF SERVICE

I hereby certify that on July 22, 2015 I have caused the foregoing response to request for information pursuant to 49 C.F.R. § 1152.27(a) to be served to the parties of record by First Class Mail and by e-mail where an e-mail address is included on the Board's official service list.



W. Karl Hansen

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