

LAW OFFICES OF
LOUIS E. GITOMER, LLC.

LOUIS E. GITOMER
Lou@lgraillaw.com

February 6, 2015

600 BALTIMORE AVENUE, SUITE 301
TOWSON, MARYLAND 21204-4022
237702 (410) 296-2250 • (202) 466-6532
FAX (410) 332-0885

MELANIE B. YASBIN
Melanie@lgraillaw.com
410-296-2225

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

ENTERED
Office of Proceedings
February 6, 2015
Part of
Public Record

RE: **Docket No. AB-1073X, Alabama & Florida Railway Co., Inc.—Abandonment Exemption—in Geneva, Coffee and Covington Counties, Ala.**

Dear Ms. Brown:

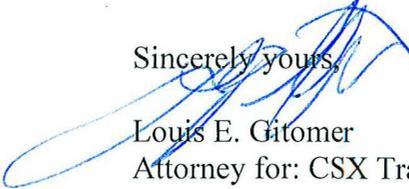
CSX Transportation, Inc. (“CSXT”) responds to the letter filed by the Alabama Trails Commission (“ATC”) on December 18, 2014 seeking an extension of time to negotiate interim trail use/rail banking.

As the owner of the real estate underlying the Line, CSXT agrees with to the 120-day extension of time from December 21, 2014 to April 20, 2015 to negotiate interim trail use/rail banking for the 42.9-mile line of railroad between Andalusia, AL, milepost 581.3, and Geneva, AL, milepost 624.2 (the “Line”). CSXT sold the track and materials and the common carrier obligation to the predecessor of the Alabama & Florida Railway Co., Inc. (“A&F”) while retaining ownership of the real estate and leasing it to A&F. A&F has not consummated the abandonment of the Line. The Amendment to the Conditional Lease entered on February 16, 2012 between CSXT and A&F is still effective.

As provided in 49 CFR 1152.29(e)(2), the extension of the trail negotiation period until April 20, 2015, creates a regulatory barrier to consummation of the abandonment, which provides A&F with an additional 60 days to consummate the abandonment to June 19, 2015, if trail negotiation is unsuccessful. CSXT respectfully requests that the Board confirm that the extension of the consummation period as provided in the regulations applies in this instance.

CSXT is efilng this response. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,


Louis E. Gitomer
Attorney for: CSX Transportation, Inc.

cc: Ms. Quinn
Mr. LaKemper