

Before the
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO: 34869

HONEY CREEK RAILROAD, INC.
PETITION FOR DECLARATORY ORDER

ROBERTS SUPPLEMENTAL PETITION FOR
FURTHER EXTENTIONS OF TIME



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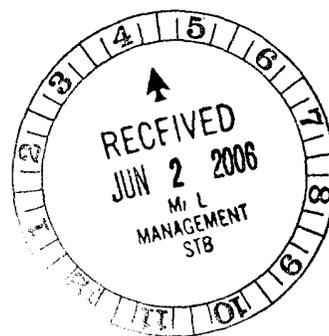
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Company, Inc.,
Roberts Construction, Inc.

Dated: June 2, 2006

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SURFACE TRANSPORTATION BOARD

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PETITION FOR DECLARATORY ORDER



**ROBERTS SUPPLEMENTAL PETITION FOR
FURTHER EXTENTIONS OF TIME**

Gary L Roberts, Roberts Pipeline Construction Company, Inc., and Roberts Construction, Inc. ("Roberts") file this Supplemental Petition for Further Extension of Time in connection with Roberts' reply to the Honey Creek Railroad, Inc. ("HCR") Petition for Declaratory Order. On May 12, 2006, the Surface Transportation Board ("Board") granted a 30-day extension in which Roberts could file a reply so that Roberts could secure the assistance of additional counsel. Roberts has now retained the undersigned as additional counsel to assist in replying to HCR's Petition for Declaratory Order.

Undersigned Counsel for Roberts has just been retained. A further 30-day extension is requested so that counsel can investigate facts and determine whether discovery will be necessary before filing a Reply.

WHEREFORE, Roberts respectfully requests that the Board expeditiously grant a further 30-day extension of time for filing a Reply.

Respectfully submitted,

Ackerson Kauffman Fex, PC

Dated June 2, 2006

By:



Kathleen Clubb Kauffman

Attorney for Gary L. Roberts, *et al.*

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CERTIFICATE OF SERVICE

I hereby certify that I have this 2nd day of June, 2006 served a copy of the Supplemental Petition for Further Extensions of Time upon the following by facsimile and first class United States Mail, postage prepaid:

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