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SERVICE DATE – LATE RELEASE SEPTEMBER 28, 2009

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-167 (Sub-No. 1190X)

CONSOLIDATED RAIL CORPORATION—ABANDONMENT EXEMPTION—IN HUDSON
COUNTY, NJ

STB Docket No. AB-55 (Sub-No. 690X)

CSX TRANSPORTATION, INC.—DISCONTINUANCE OF SERVICE EXEMPTION—IN
HUDSON COUNTY, NJ

STB Docket No. AB-290 (Sub-No. 313X)

NORFOLK SOUTHERN RAILWAY COMPANY—DISCONTINUANCE OF SERVICE
EXEMPTION—IN HUDSON COUNTY, NJ

Decided: September 28, 2009

This decision grants a request filed on September 23, 2009, by Eric Strohmeyer and James Riffin (collectively offerors) to file a response to the September 19, 2009 filing of New Jersey Transit Corporation (NJ Transit). NJ Transit's September 19, 2009 filing contains two verified statements that introduce new issues and arguments in this proceeding. Accordingly, offerors will have an opportunity to respond to those new issues and arguments. Offerors will have until September 30, 2009, to file their response.

This decision will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. Offerors' request to file a reply to NJ Transit's September 19, 2009 filing by September 30, 2009, is granted.
2. This decision is effective on its service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

Anne K. Quinlan
Acting Secretary