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BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS
2401 PENNSYLVANIA AVENUE, NW
SUITE 300
WASHINGTON, DC 20037

TELEPHONE: (202) 863-7820
FACSIMILE: (202) 863-7849

ENTERED
Office of Proceedings
May 26, 2016
Part of
Public Record

William A. Mullins

Direct Dial: (202) 663-7823
E-Mail: wmullins@bakerandmilller.com

May 26, 2016

VIA E-FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington DC 20423-0001

 GRANTED Office of Proceedings	DECISION ID NO.: <u>45250</u>
	DECIDED DATE: <u>6/16/16</u>
	SERVICE DATE: <u>6/7/16</u>
	APPROVED: <u>Ruebeck Campbell</u> Director
	<input type="checkbox"/>

Re: New England Central Railroad, Inc. - Trackage Rights Order - Pan Am Southern LLC, FD 35842

Dear Ms. Brown:

As the Board is aware, on May 9, 2016, Pan Am Southern LLC ("PAS") withdrew its outstanding motions to compel discovery. Since that time, the parties, PAS and New England Central Railroad, Inc. (collectively, "Party" or "Parties") have resolved their remaining outstanding discovery disputes, with each Party preserving its right to raise objections and claims of relevancy with respect to any document produced or argument raised in the proceeding.

Due to the discovery disputes, the procedural schedule was held in abeyance. Given that the Parties have now conferred and resolved the remaining discovery disputes, the Parties jointly propose the resumption of the procedural schedule as follows:

PAS Reply Evidence and Argument	July 19, 2016
NECR Service of Discovery	August 16, 2016
PAS Discovery Responses	September 13, 2016
NECR motions to compel, if necessary	October 11, 2016
NECR Rebuttal Evidence and Argument	60 days from when any discovery disputes have been resolved, and both Parties have confirmed that discovery is complete.

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PAS Surrebuttal Evidence and Argument 30 days from filing of NECR
Rebuttal Evidence and Argument

As counsel for PAS, I am authorized to file this request on behalf of both Parties.

Sincerely,



William A. Mullins

cc: Judge Steven A. Glazer
Parties of Record