

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. EP 707

DEMURRAGE LIABILITY

Decided: March 21, 2011

This decision grants an extension of time to file reply comments in this rulemaking proceeding.

In a decision served on December 6, 2010, and published in the Federal Register on December 10, 2010 (75 Fed. Reg. 76,946-49), the Board issued an advance notice of proposed rulemaking (ANPR), instituting a proceeding and announcing the agency's intent to adopt a rule or policy statement addressing when parties should be responsible for demurrage in light of current commercial practices. The notice provided that initial comments would be due on January 24, 2011, and reply comments on February 23, 2011. By decision served January 20, 2011, the Board granted a 6-week enlargement of time directing initial comments to be filed by March 7, 2011 and reply comments by April 6, 2011.

The International Warehouse Logistics Association (IWLA) filed a motion on March 14, 2011, asking the Board to extend the reply comment period 45 days from April 6, 2011 to May 20, 2011. IWLA now seeks additional time to permit it to review the initial comments and gather information to support its reply. No objections to the requested extension have been filed.

The request for a 45-day extension of time to the reply comment period will be granted. Reply comments will now be due on May 20, 2011.

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

It is ordered:

1. IWLA's motion for an extension of the procedural schedule for reply comments is granted.
2. Reply comments are due on May 20, 2011.
3. This decision is effective on its date of service.

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