

CLARK HILL

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 GRANTED Office of Proceedings	DECISION ID NO.: <u>45319</u>	Clark Hill PLC
	DECIDED DATE: <u>7/13/16</u>	One Commerce Square
	SERVICE DATE: <u>7/14/16</u>	2005 Market Street
	APPROVED: <u>Rachel D Campbell</u>	Suite 1900
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	<input checked="" type="checkbox"/> <u>Due date for replies</u> <u>is applicable to all parties</u>	

241059

July 7, 2016

ENTERED
Office of Proceedings
July 7, 2016
Part of
Public Record

VIA E-FILING

Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street SW
Washington, DC 20024

Re: KCVN, LLC and Colorado Pacific Railroad, LLC -
Feeder Line Application -
In Crowley, Pueblo, Otero and Kiowa Counties, Colorado
STB Docket No. FD 36005

Dear Ms. Brown:

V and S Railway, LLC ("V&S") is writing this letter to request that the Board extend the dates for the filing of comments to the Application, and for applicants to reply thereto.

Under the revised schedule established by the Board in its decision served June 7, 2016, comments are currently due on August 1, 2016, and applicants' reply is due on August 22, 2016. The June 7 decision also referred V&S's motion for the issuance of third party subpoenas to Administrative Law Judge John P. Dring. In an order served June 30, 2016, Judge Dring set oral argument on the motion for July 27, 2016. V&S will not know until Judge Dring issues his decision on the motion whether V&S will be authorized to issue the subpoenas, and if so, when responses will be due. Accordingly, V&S will not be able to finalize its comments until after Judge Dring rules on the motion.

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V&S therefore requests that the Board extend the schedule as follows:

Verified statements and comments

(1) 7 days after an ALJ decision denying the motion for 3rd party subpoenas, or (2) if the ALJ grants the motion for 3rd party subpoenas in full or in part, 10 days after the due date set by the ALJ for responses to the subpoenas

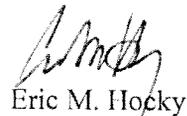
Reply by applicants

20 days after the applicable due date for verified statements and comments

Counsel for the applicants has authorized me to state that he does not oppose the proposed change to the procedural schedule.

Respectfully,

CLARK HILL PLC


Eric M. Hocky

EMH/e

cc: John P. Dring, Administrative Law Judge
All persons shown on the attached certificate of service

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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of July, 2016, I served a copy of the foregoing letter by email on the following:

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and by FEDEX (and by email where indicated) on the following:

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By: 

Eric M. Hocky