

44926
DO

SERVICE DATE – DECEMBER 3, 2015

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 30186

TONGUE RIVER RAILROAD COMPANY, INC.—RAIL CONSTRUCTION AND
OPERATION—IN CUSTER, POWDER RIVER AND ROSEBUD COUNTIES, MONT.

Decided: December 3, 2015

Tongue River Railroad Company, Inc. (TRRC) seeks a Board license under 49 U.S.C. § 10901 for it to construct and for BNSF Railway Company to operate a rail line in southeast Montana.¹

On November 25, 2015, TRRC filed two pleadings: (1) a petition to hold the proceeding in abeyance; and (2) a petition to stay the current filing deadlines beginning with TRRC's supplemental document production, currently due December 7, 2015. TRRC states that the purpose of its petition to stay the current filing deadlines is to allow time for the Board to rule on the petition to hold the proceeding in abeyance.

TRRC's request to stay the deadlines will be granted and all existing filing deadlines will be suspended until further order of the Board. A stay of the current filing deadlines will permit time to address TRRC's petition to hold the proceeding in abeyance and will not prejudice any party. Replies to TRRC's petition to hold the proceeding in abeyance will be due by December 15, 2015.

It is ordered:

1. TRRC's petition to stay the current filing deadlines is granted as discussed above.
2. Replies to TRRC's petition to hold the proceeding in abeyance will be due by December 15, 2015.
3. This decision is effective on its service date.

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

¹ For a more detailed discussion of the procedural history in this matter, see the Board's February 26, 2013 and September 10, 2014 decisions in this docket.