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VIA ELECTRONIC FILING
Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20024

August 26, 2014	DECISION ID NO.: 43997
	DECIDED DATE: 8-27-14
GRANTED	SERVICE DATE: 8-27-14
Office of Proceedings	APPROVED: <i>f. Jettmore</i> Acting Director
<input type="checkbox"/>	

Re: Wichita Terminal Association, BNSF Railway Company & Union Pacific Railroad Company (the "WTA") – Petition for Declaratory Order
Finance Docket No. 35765 – The WTA's Unopposed Request for an Extension of Time to File a Rebuttal

Dear Ms. Brown:

September 9, 2014 is the current deadline for the WTA to file its Rebuttal to FYG's Reply. The WTA respectfully requests a one (1) week extension, making the WTA's Rebuttal due on or before September 16, 2014. This is the WTA's first request for an extension of time in this matter. Counsel for FYG does not oppose the WTA's request.

A request is necessary because the WTA did not originally anticipate briefing this matter into September, as the previous scheduling order required the WTA to file its Rebuttal on or before August 8, 2014. However, FYG was granted a thirty (30) day extension to file its Reply which was filed yesterday. Moreover, counsel for the WTA will be observing the upcoming Labor Day holiday, and with the short week next week and other pressing litigation matters, the WTA's counsel cannot devote the necessary time to address FYG's Reply under the current deadline.

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The WTA's Request for Extension of Time
August 26, 2014
Page 2

Thank you for your attention to this matter. Please contact me if you have any questions or need further information.

OFFICE OF THE
CLERK OF THE COURT
COURT OF APPEALS
ALABAMA
KPD/wa
cc: Counsel for Respondents
Karl Morell



Very truly yours,
LATHROP & GAGE LLP

/s/ K. Paul Day

K. Paul Day