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COMMONWEALTH of VIRGINIA

Office of the Attorney General

December 2, 2013

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VIA E-FILE

Ms. Cynthia T. Brown
Chief of the Section of Administration
Office of Proceedings Surface Transportation Board
395 E. Street S.W.
Washington, D.C. 20423

Re: **CSX Transportation, Inc**, Abandonment and Discontinuance of Service Exemption in the City of Richmond and Henrico County, VA - STB Docket No. - AB-55 (Sub-No. 726X)
Norfolk Southern Railway Company, Abandonment and Discontinuance of Service Exemption in the City of Richmond and Henrico County, VA - STB Docket No. AB-290 (Sub-No 303X)

Dear Ms. Brown:

I am writing on behalf of the Virginia Department of Transportation to request a 180-day extension for the deadline for negotiations with CSX Transportation, Inc. (CSXT) and Norfolk Southern Railroad, (NSR) regarding the Notice of Interim Trail Use in the above-captioned proceeding. I also request a 180-day extension of the public use condition requested by Mr. Richard R. Bennett on behalf of the Virginia Department of Transportation by application for NITU filed on May 1, 2013.

The Virginia Department of Transportation has been negotiating with CSXT and NSR. To VDOT's knowledge, all parties are in agreement but need additional time to continue and complete negotiations.

In addition, the Virginia Department of Transportation respectfully requests a waiver of the Board's filing fee in accordance with 49 C.F.R. 1002.2(e)(1).

Respectfully Submitted,

Joseph V. Jagdmann
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	DECISION ID NO.: <u>435 38</u>
	DECIDED DATE: <u>12/23/13</u>
	SERVICE DATE: <u>12/24/13</u>
	APPROVED: <u>Rachel D Campbell</u> Director
Office of Proceedings	<input checked="" type="checkbox"/> NITU only extended to 6/1/14.

Cc: Mr. Robert Wimbush, Esq.
Cc: Mr. Steven Armubust, Esq.
CC: Mr. Louis E. Gitomer, Esq.
Cc: Mr. Richard R. Bennett

FILING FEE WAIVED