

36731  
SEC

SERVICE DATE – FEBRUARY 10, 2006

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-878

CITY OF PEORIA AND THE VILLAGE OF PEORIA HEIGHTS, IL—ADVERSE  
DISCONTINUANCE—PIONEER INDUSTRIAL RAILWAY COMPANY

Decided: February 9, 2006

In a decision served in this proceeding on August 10, 2005 (August Decision), the Board granted an Adverse Discontinuance application by the City of Peoria and the Village of Peoria Heights (jointly, the Cities), authorizing the discontinuance of service by Pioneer Industrial Railway Company (PIRY) over an 8.29-mile rail line, known as the Kellar Branch, in Peoria County, IL. The decision also granted the Cities' motion to reject PIRY's notice of intent to file an offer of financial assistance under 49 U.S.C. 10904 and denied a request by PIRY that the Board appoint a mediator.

PIRY filed a petition to reopen the August Decision on January 24, 2006. On February 6, 2006, the Cities filed a request for an extension of time of 20 days, until March 6, 2006, to reply to PIRY's petition. The Cities state that the request is due to the involvement of counsel in another Board proceeding. The Cities also state that PIRY does not oppose this extension, on the condition that the City does not remove the track at issue during that time. The Cities state that the condition is acceptable to them.

The Cities' request is reasonable and unopposed. Therefore, it will be granted.

It is ordered:

1. The due date for the Cities' reply to PIRY's petition to reopen is extended 20 days, until March 6, 2006.
2. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary