

BEFORE THE
SURFACE TRANSPORTATION BOARD

STB Docket No. FD 35935

CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY
ORDER

MOTION TO EXTEND TIME FOR REPLY

Communications with respect to this pleading
should be addressed to:

Allison I. Fultz
KAPLAN KIRSCH & ROCKWELL, LLP
1001 Connecticut Avenue, N.W.
Suite 800
Washington, DC 20036
(202) 955-5600
afultz@kaplankirsch.com

Counsel for CITY OF CHICAGO, ILLINOIS

Dated: September 17, 2015

 GRANTED Office of Proceedings	DECISION ID NO.: <u>44749</u>
	DECIDED DATE: <u>9/23/15</u>
	SERVICE DATE: <u>9/24/15</u>
	APPROVED: <u>Rachel D Campbell</u> Director
	<input checked="" type="checkbox"/> <u>extended to 10/30/15</u>

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

STB Docket No. FD 35935

**CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY
ORDER**

MOTION TO EXTEND TIME FOR REPLY

The City of Chicago, Illinois (“City”), hereby submits this Motion to Extend Time for Reply to the Petition for Declaratory Order filed on June 10, 2015, in the above-referenced docket by Calumet Transload Railroad, LLC (“Calumet”). Calumet has authorized counsel for the City to represent that Calumet consents to this request to extend time.

Replies to Calumet’s petition are currently due no later than September 30, 2015.¹ The City requests a 30-day extension of this time period for responding to Calumet’s petition for good cause, including consent from Calumet and lack of prejudicial effect on any other potential interested parties. Under 49 C.F.R. § 1104.7(b), the Board has discretion to extend the time period for replies upon request and with good cause.

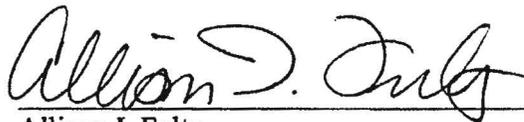
As previously set forth in the City’s August 21, 2015, request for an extension of time, good cause exists here because the City and Calumet have substantially negotiated terms that they anticipate will enable Calumet to withdraw its Petition in this matter, and are diligently pursuing execution of a final agreement. The City and Calumet seek an additional extension of time of thirty (30) days in order to conclude negotiations and document their agreement. The

¹ On August 27, 2015, the STB granted the City’s August 21, 2015, request for an extension of time, to September 30, 2015, in this docket.

City and Calumet believe the requested extension of time presents the most efficient means of allowing the issues before this Board to be resolved.

WHEREFORE, and in view of the foregoing, the City respectfully requests the Board to extend the time for responding to Calumet's Petition for Declaratory Order to October 30, 2015.

Respectfully submitted,



Allison I. Fultz
KAPLAN, KIRSCH & ROCKWELL, LLP
1001 Connecticut Avenue, N.W.
Suite 800
Washington, DC 20036
(202) 955-5600
afultz@kaplankirsch.com

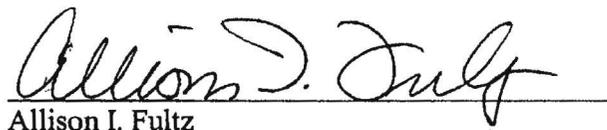
Counsel for CITY OF CHICAGO, ILLINOIS

Dated: September 17, 2015

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused to be served a copy of the foregoing MOTION TO EXTEND TIME FOR REPLY, upon the following parties of record in this proceeding by first-class mail with postage prepaid and properly addressed:

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL, LLP
330 North Wabash, Suite 3300
Chicago, Illinois 60611
Counsel for Calumet Transload Railroad, LLC


Allison I. Fultz

Dated: September 17, 2015