

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33388 (Sub-No. 100)

CSX CORPORATION AND CSX TRANSPORTATION, INC., NORFOLK SOUTHERN  
CORPORATION AND NORFOLK SOUTHERN RAILWAY COMPANY  
—CONTROL AND OPERATING LEASES/AGREEMENTS—  
CONRAIL INC. AND CONSOLIDATED RAIL CORPORATION

Decided: December 13, 2006

By a request filed on December 11, 2006, Bridgewater Resources, Inc. and ECDC Environmental, L.L.C. (collectively, petitioners) seek an extension of the December 13, 2006 due date for filing a reply to the comments on petitioners' supplemented petition. Norfolk Southern Corporation, Norfolk Southern Railway Company, CSX Corporation, CSX Transportation, Inc., Conrail Inc., and Consolidated Rail Corporation (collectively, respondents) and other interested parties submitted comments on December 1, 2006. Specifically, petitioners request that the due date be extended approximately a month, from December 13, 2006, to January 15, 2007.

Petitioners state that they have recently commenced settlement discussions with NS, which, if successful, could result in petitioners withdrawing their petition. Petitioners further state that respondents agree that postponing the due date for the reply filing to January 15, 2007, would facilitate settlement discussions. Petitioners state that NS has advised petitioners that neither NS nor the other respondents have any objection to the extension request.

Petitioners' request for an extension of the due date for filing its reply to January 15, 2007, is reasonable and will be granted as set forth below.

It is ordered:

1. The request for modification of the procedural schedule is granted.
2. Petitioners' reply to comments on their supplemented petition is due on January 15, 2007.

3. This decision is effective the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary