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SERVICE DATE – MARCH 23, 2010

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 33556 (Sub-No. 5)

CANADIAN NATIONAL RAILWAY COMPANY, GRANT TRUNK
CORPORATION, AND GRAND TRUNK WESTERN RAILROAD INCORPORATED
—CONTROL—

ILLINOIS CENTRAL CORPORATION, ILLINOIS CENTRAL RAILROAD
COMPANY, CHICAGO, CENTRAL AND PACIFIC RAILROAD COMPANY,
AND CEDAR RIVER RAILROAD COMPANY
(Arbitration Review)

Decided: March 22, 2010

This decision grants the extension of time requested by the American Train Dispatchers Association (ATDA) to reply to the Petition for Review of an Arbitration Award (Petition) filed by Canadian National Railway Co., Grand Trunk Corp., Grand Trunk Western Railroad Co., Illinois Central Corp., Illinois Central Railroad Co., Chicago, Central and Pacific Railroad Co., and Cedar River Railroad Co. (collectively, the Carriers).

The Carriers filed their Petition on March 8, 2010. On March 16, 2010, ATDA filed a motion: (1) for an extension of time until April 19, 2010, to file its reply; and (2) to exceed the page limit specified by 49 CFR 1115.2(d). In a March 18, 2010 response, the Carriers stated that they consent to ATDA's requested extension of time.

ATDA's reply is currently due March 29, 2010. ATDA states that it needs until April 19, 2010, to file its reply because its counsel is currently involved in the preparation of two Court of Appeals briefs and is serving on a panel at an American Bar Association meeting, in addition to performing other responsibilities. ATDA's counsel further states that due to the large number of cases that the Carriers cite in their March 8 Petition, counsel will need additional time to conduct research for its reply.

Good cause exists to extend the due date for ATDA's reply until April 19, 2010. Accordingly, we grant ATDA's request for an extension of time. Additionally, any reply filed by the Illinois Central Train Dispatchers Association (ICTDA), which was also a party to the arbitration, will be due on the same date.

In its motion, ATDA also requests permission to exceed the 30-page limit normally applicable to replies to arbitration appeals. Because we previously granted ATDA and ICTDA permission to do so in our March 8, 2010 decision, ATDA's request is moot.

This action will not significantly affect the quality of the human environment or the conservation of energy resources.

It is ordered:

1. ATDA's motion for an extension of time is granted.
2. The due date for filing a reply to the Carriers' Petition for Review of an Arbitration Award is April 19, 2010.
3. This decision is effective on the date of service.

By the Board, Rachel D. Campbell, Director of Office of Proceedings.