

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-124 (Sub-No. 2)

WATERLOO RAILWAY COMPANY
– ADVERSE ABANDONMENT –
LINES OF BANGOR AND AROOSTOOK RAILROAD COMPANY AND VAN BUREN
BRIDGE COMPANY IN AROOSTOOK COUNTY, MAINE

STB Docket No. AB-279 (Sub-No. 3)

CANADIAN NATIONAL RAILWAY
– ADVERSE DISCONTINUANCE –
LINES OF BANGOR AND AROOSTOOK RAILROAD COMPANY AND VAN BUREN
BRIDGE COMPANY IN AROOSTOOK COUNTY, MAINE

Decided: November 21, 2003

By motion filed on November 12, 2003, Canadian National Railway Company (CN) and Fraser Papers, Inc. (Fraser), jointly request an extension, to December 11, 2003, of the then-applicable November 20, 2003 deadline for filing protests to the application filed by the Trustee of the estate of the Bangor and Aroostook Railroad Company (the Trustee). CN and Fraser argue that the extension is justified on the grounds that: (1) the application filed by the Trustee is voluminous; (2) they have not received an adequate response to discovery requested from the Trustee and intervener Montreal, Maine & Atlantic Railway, Ltd. (MMA); and (3) an extension is reasonable in light of the time that the Trustee has had to prepare his application.

On November 14, 2003, the Trustee filed a reply in opposition to CN and Fraser's joint motion for an extension. Also, by decision served on November 14, 2003, the Board, on its own initiative, extended the original deadline from November 20, 2003, to November 28, 2003, pending a decision on the joint motion for an extension.

The joint motion for an extension will be granted. In the aforementioned decision served on November 14, 2003, the Board ordered MMA and the Trustee to submit what may be an extensive number of documents. CN and Fraser's argument that they will need additional time to analyze the documents appears reasonable. The requested extension also is justified in light of the time that the

Trustee has had to prepare his voluminous application, raising important issues in this unusual proceeding.

It is ordered:

1. The deadline for filing protests by CN and Fraser is extended to December 11, 2003.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary