

SURFACE TRANSPORTATION BOARD

DECISION

STB Docket No. AB-32 (Sub-No. 100)

BOSTON AND MAINE CORPORATION AND SPRINGFIELD TERMINAL
RAILWAY COMPANY—ADVERSE DISCONTINUANCE—NEW
ENGLAND SOUTHERN RAILROAD CO. INC.

Decided: May 15, 2009

By petition filed on May 13, 2009, Pan Am Railways¹ and its subsidiaries, Boston and Maine Corporation and Springfield Terminal Railway Company (collectively, Pan Am), request an extension of the due date to file an application in this proceeding for the adverse discontinuance of operations by New England Southern Railroad Co. Inc. (NES) over approximately 27 miles of rail line in central New Hampshire.²

Pan Am states that the application must be filed on or about May 15, 2009, since it mailed notice of intent to file the application on April 17, 2009, and published notice in newspapers of general circulation on April 22 and 29, 2009 and May 6, 2009. Asserting that the parties have been engaged in negotiations to resolve the matter and that they appear productive, Pan Am requests that the due date for filing the application be extended to June 19, 2009. Pan Am states that NES does not object to the extension.

The extension request is reasonable and will be granted.

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

It is ordered:

1. The due date for Pan Am to file the application for adverse discontinuance in this proceeding is extended to June 19, 2009.

¹ Formerly Guilford Rail System.

² In a decision served on February 12, 2008, the Board granted in part Pan Am's request for waivers and exemptions in connection with the filing of the application but directed Pan Am to file and serve on the parties a clarification of ownership and control for the 1.17-mile line segment extending between Pan Am's New Hampshire Main Line at Concord and Lincoln, NH. Pan Am filed the clarification on April 20, 2009, and served it on the parties on April 17, 2009.

2. This decision is effective on its service date.

By the Board, Anne K. Quinlan, Acting Secretary.

Anne K. Quinlan
Acting Secretary