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 GRANTED Office of Proceedings	DECISION ID NO.: <u>43085</u>
	DECIDED DATE: <u>4/29/13</u>
	SERVICE DATE: <u>4/30/13</u>
	APPROVED: <u>Lakel D Campbell</u>
	<input checked="" type="checkbox"/> <u>OFA deadline</u> <u>attended</u> <u>to 5/29/13.</u> <u>Exemption effective date postponed to 6/18/13.</u>

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April 26, 2013

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ENTERED

Office of Proceedings
April 26, 2013
Part of
Public Record

VIA ELECTRONIC FILING

Cynthia T. Brown, Chief
Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423-0001

VIA OVERNIGHT MAIL

William A. Mullins
Robert A. Wimbish
Baker & Miller PLLC
2401 Pennsylvania Ave.. NW
Suite 300
Washington, D.C. 20037

Daniel A. Lakemper, Esq.
General Counsel
West Michigan Railroad
1318 S. Johanson Rd.
Peoria, IL 61607

Attorneys for West Michigan Railroad

Re: STB Docket No. AB-1107X, West Michigan Railroad Co. – Abandonment
Exemption in Van Buren County, MI

Dear Ms. Brown and Messrs. Mullins, Wimbish and LaKemper,

West Michigan Railroad (WMI) filed a verified Notice of Exemption under 49 C.F.R. part 1152, subpart F – Exempt Abandonments to abandon approximately 10.67 miles of rail line between milepost 19.88 (west of the line's crossing of 56th Street near Lawrence, Michigan and milepost 30.55 (east of Kalamazoo Street in Paw Paw, Mich.) in Van Buren County, MI. Notice of this exemption was served and published in the Federal Register on January 28, 2013.

The exemption was scheduled to become effective on February 27, 2013, however a formal expression of intent to file an offer of financial assistance was timely filed by Great Lakes Locomotive, LLC (Great Lakes) to purchase the entire line which had the effect of automatically staying the effective date of the exemption until March 9, 2013. Great Lakes also requested that the time period for filing its OFA be tolled for an additional 30 days. WMI did not oppose Great Lake's request. Pursuant to the Decision served by the Board March 7, 2013 in this matter the deadline for Great Lakes to file its OFA was extended to March 29, 2013.

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On March 28, 2013 Great Lakes filed a request to extend the deadline to file the OFA an additional 30 days. WMI did not oppose Great Lake's request. Pursuant to the Decision served by the Board March 29, 2013, this request was granted and the deadline was extended to April 29, 2013,

Great Lakes and WMI remain engaged in negotiations to complete a purchase of the line. Great Lakes hereby respectfully requests the Board to extend that deadline an additional 30 days in order to allow the parties to complete these negotiations. It is Great Lakes' understanding that WMI does not oppose this extension.

Sincerely,



Alex E. Snyder, Esq.
Barley Snyder LLP
100 East Market Street
P.O. Box 15012
York, PA 17405-7012
Attorney for Great Lakes Locomotive, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of April, 2013, the formal letter of Notice of request that the Board extend deadline an additional 30 days in order to allow the parties to complete negotiations, is being served by overnight mail to William A. Mullins, Esq, Robert A. Wimbish, Esq. and Daniel A. LaKemper and to the remaining parties listed below by first-class mail, postage prepaid at York, Pennsylvania, addressed as follows:

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Michigan Department of Environmental
Quality
Water Bureau
P.O. Box 30473
Lansing, MI 48909-7973

Michigan State Historic Preservation Office
P.O. Box 30740
Lansing, MI 48909

Mr. Harold G. Frank
Forest County Potawatomi Community
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Mr. Jeremy Finch
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Mr. Lawrence B. Hummel
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P. O. Box 156
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BARLEY SNYDER LLC

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By: _____



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