

DENVER & RIO GRANDE RAILWAY
HISTORICAL FOUNDATION

A COLORADO NOT-FOR-PROFIT CORPORATION
FED TAX I.D. # 84-1433680

232120

March 26, 2012

Rachel Campbell, Esq.
Director of Proceedings.
Surface Transportation Board
Washington, D.C.

SENT VIA E-MAIL

ENTERED
Office of Proceedings
March 26, 2012
Part of
Public Record

REQUEST FOR AN EXTENSION OF TIME

Today, while preparing our responses to the discovery requests of the San Luis and Rio Grande Railway and the City of Monte Vista, the DRGRHF discovered that the Director of Proceedings had issued a decision in this proceeding on February 22, 2012. Neither the DRGRHF, nor did I, ever receive a copy of the STB's decision of February 22, 2012.

In the past, the STB has granted extensions of time for filing a pleading for good cause shown. I was away on business for the first two weeks of March, and last week had to deal with a medical emergency in my immediate family which required my undivided attention. Today, Monday March 26th, was my first day back in my office in three weeks time. Only while in preparing a response to the discovery request, did I come to discover the Board's February 22nd decision.

I have checked with all DRGRHF persons with access to the mail to determine if anyone else had received the STB correspondence. No other persons in our organization received anything from the STB. Therefore I had no way of knowing about today's deadline.

Because the DRGRHF was never served a copy of the Board's decision of Feb 22nd, I respectfully request an extension of time until Monday, April 9th, 2012 to file our initial opening argument.

Thank you in advance for your time and consideration.

Respectfully,

Donald H. Shank
President & Executive Director

CC via email: John D. Heffner, Esq.
Eugene L. Farish, Esq.

Corporate Office: 20 N. Broadway Street, Monte Vista, CO 81144 Tel: 719-852-7000

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RE: Certification of Service

Dear Ms. Campbell:

Please allow this letter to serve as my Certification of Service of our Request for an Extension to File in the Proceeding known as: FD 35496, Denver & Rio Grande Railway Historical Foundation – Petition for a Declaratory Order.

I hereby certify that a copy of our request was sent to both John D. Heffner, Esq., and Eugene L. Farish, Esq., via electronic mail at: 2:37 p.m. M.D.T. on March, 26, 2012.

Respectfully,

Donald H. Shank
President & Executive Director