



KAPLAN KIRSCH ROCKWELL

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Office of Proceedings  
August 17, 2015  
Part of  
Public Record

August 21, 2015

**E-filed**

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, DC 20423-0001

Re: *Calumet Transload Railroad, LLC – Petition for Declaratory Order, STB Finance  
Docket No. FD 35935*

Dear Ms. Brown:

Enclosed please find for filing in the above-captioned proceeding the City of Chicago's Motion to Extend Time for Reply. Petitioner Calumet Transload, LLC, consents to the City's request.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Allison I. Fultz  
Counsel for City of Chicago, Illinois

cc: All Parties of Record

Enclosures

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

**STB Docket No. FD 35935**

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**CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY  
ORDER**

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**MOTION TO EXTEND TIME FOR REPLY**

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Communications with respect to this pleading  
should be addressed to:

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Counsel for CITY OF CHICAGO, ILLINOIS

Dated: August 21, 2015

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

**STB Docket No. FD 35935**

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**CALUMET TRANSLOAD RAILROAD, LLC – PETITION FOR DECLARATORY  
ORDER**

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**MOTION TO EXTEND TIME FOR REPLY**

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The City of Chicago, Illinois (“City”), hereby submits this Motion to Extend Time for Reply to the Petition for Declaratory Order filed on June 10, 2015, in the above-referenced docket by Calumet Transload Railroad, LLC (“Calumet”). Calumet has authorized counsel for the City to represent that Calumet consents to this request to extend time.

The City requests a 30-day extension of the time period for responding to Calumet’s petition for good cause, including consent from Calumet and lack of prejudicial effect on any other potential interested parties.

Pursuant to the Board’s rules at 49 C.F.R. § 1104.13(a), a reply to Calumet’s petition was due no later than June 30, 2015, and the Board granted the City’s June 19, 2015, Motion to Extend Time to File a Reply in this docket to August 31 2015. Under 49 C.F.R. § 1104.7(b), the Board has discretion to extend the time period for replies upon request and with good cause.

Good cause exists here because the City and Calumet have substantially negotiated terms that they anticipate will enable Calumet to withdraw its Petition in this matter. The City and Calumet seek an additional extension of time of thirty (30) days in order to conclude negotiations and document their agreement. The City and Calumet believe the requested extension of time presents the most efficient means of allowing the issues before this Board to be resolved.

WHEREFORE, and in view of the foregoing, the City respectfully requests the Board to extend the time for responding to Calumet's Petition for Declaratory Order to September 30, 2015.

Respectfully submitted,

A handwritten signature in blue ink that reads "Allison I. Fultz". The signature is written in a cursive style and is positioned above a horizontal line.

Allison I. Fultz  
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Counsel for CITY OF CHICAGO, ILLINOIS

Dated: August 21, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day caused to be served a copy of the foregoing MOTION TO EXTEND TIME FOR REPLY, upon the following parties of record in this proceeding by first-class mail with postage prepaid and properly addressed:

Michael J. Maher  
Elizabeth S. Harvey  
SWANSON, MARTIN & BELL, LLP  
330 North Wabash, Suite 3300  
Chicago, Illinois 60611  
*Counsel for Calumet Transload Railroad, LLC*

  
Allison I. Fultz

Dated: August 21, 2015