



The City of
OKLAHOMA CITY
James D. Couch, City Manager

233 264



October 17, 2012

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

ENTERED
Office of Proceedings

OCT 25 2012

Part of
Public Record

RE: Docket No. AB 6 (Sub-No. 480X) BNSF Railway Company—Abandonment
Exemption— in Oklahoma County, Okla.

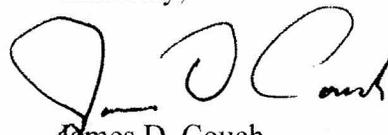
Dear Ms. Brown:

On behalf of the City of Oklahoma City (“City”), this letter requests a 145-day extension of the deadline for negotiations with the BNSF Railway Company regarding the Notice of Trail use in the above captioned proceedings with respect to rail property located between railroad milepost 541.69 and milepost 542.91, in Oklahoma City, Oklahoma County. Pursuant to the May 8, 2012 decision (the “Decision”) of the Surface Transportation Board (the “Board”), the deadline for negotiation of an agreement for the interim trail use/rail banking is November 2, 2012 (“Negotiating Deadline”).

The City’s environmental assessment of this property is expected to begin shortly, and rail-banking agreement negotiations with BNSF are on-going. To complete these activities, The City requests an extension on the Negotiating Deadline until March 28, 2013 (i.e., a period of 145 calendar days). BNSF has acknowledged that it agrees with this request and will file a letter of concurrence once it receives a copy of this letter.

In addition, the City respectfully requests a waiver of the Board’s filing fees in accordance with 49 CFR 1002.2(e)(1). Thank you for your assistance.

Sincerely,


James D. Couch,
City Manager

FILING FEE WAIVER

cc: Karl Morell, Of Counsel, Ball Janik LLP
Suite 225, 655 Fifteenth Street N.W., Washington, DC 20005.