

**Before the
Surface Transportation Board**

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STB DOCKET NO. AB-156 (Sub-No. 27X)

**DELAWARE AND HUDSON RAILWAY COMPANY, INC. –
DISCONTINUANCE OF TRACKAGE RIGHTS EXEMPTION --
IN NY, PA, NJ, MD AND DC**

ENTERED
Office of Proceedings
April 16, 2015
Part of
Public Record

JAMES RIFFIN'S DISCOVERY REQUEST

SERVED ON

DELAWARE AND HUDSON RAILWAY COMPANY, INC.

Filed by:

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JAMES RIFFIN'S DEMAND FOR DOCUMENTS

1. James Riffin, a party in STB proceeding AB 156 (Sub. No. 27X), herewith, pursuant to 49 CFR 1114.21, serves the following request for documents upon the Petitioner, the Delaware and Hudson Railway Company, Inc., in the above entitled proceeding.

DOCUMENTS REQUESTED

TRACKAGE RIGHTS AGREEMENTS

2. A copy of the following trackage rights agreements, which trackage rights agreements are listed in Exhibit B, Subject Trackage Rights, in the D&H's Petition for Exemption in AB 156 (Sub. No. 27X):

- A. Those trackage rights denoted in **Paragraph I.** (D&H / Wilkes-Barre Connecting Railroad, approved in 7 ICC 2d 95).
- B. Those trackage rights denoted in **Paragraph II.** (D & H / Pocono Northeast Railway, Inc., approved in 7 ICC 2d 95).
- C. Those trackage rights denoted in **Paragraph III.** (D & H / Conrail, for a total distance of 182.7 miles, approved in 7 ICC 2d 95).
- D. Those trackage rights denoted in **Paragraph IV.** (D & H / Conrail, for a total distance of 336 miles, approved in 7 ICC 2d 95).
- E. Those trackage rights denoted in **Paragraph X.** (D & H / NSR, for a total distance of 62.5 miles, approved in STB Docket No. 33745, Served May 14, 1999.)
- F. Those trackage rights denoted in **Paragraph XI.** (D & H / Reading Blue Mountain, for a total distance of 56.4 miles.)

FREIGHT TRAFFIC

3. Documents listing the number of D & H trains per month, for the two years preceding March 19, 2015:
 - A. Originating in Allentown, PA, then passing through Dupont, PA and Binghampton, NY. Also indicate where these trains terminated.
 - B. Passing through Binghampton, NY, passing through Dupont, PA, then terminating in Allentown, PA. Also indicate where these trains originated.
 - C. Originating in Harrisburg, PA then passing through Sunbury, PA, then passing through Dupont. Also indicate where these trains terminated, and the route traversed by these trains.
 - D. Terminating in Harrisburg, PA, after having passed through Dupont, PA and Sunbury, PA. Also indicate where these trains originated, and the route traversed by these trains.
4. For the trains covered by paragraph 3 above, also provide documentation indicating:
 - A. The number of cars in each train.
 - B. The origin and destination of each car in each train, including the carrier of origin, the shipper of origin, the carrier at the destination, and the shipper at the destination.
5. For the trains covered by paragraph 3 above, also provide documentation indicating:
 - A. The number of cars interchanged with Norfolk Southern:

- a. In Allentown, PA
 - b. In Harrisburg, PA
6. For trains originating and terminating in Allentown, PA, for the two years preceding March 19, 2015, provide documentation indicating:
 - A. The number of cars interchanged with Lehigh Valley Rail Management.
7. For all cars interchanged with Lehigh Valley Rail Management for the two years preceding March 19, 2015, provide documentation indicating:
 - A. If originating in Allentown, PA, the name of the shipper.
 - B. If terminating in Allentown, PA, the name of the shipper.
8. Provide documentation indicating all rail cars originating or terminating in Taylor Yard, PA.
 - A. For cars whose destination was Taylor Yard, provide documentation showing the destination shipper, the origin shipper, and the origin carrier.
 - B. For cars whose origin was Taylor Yard, provide documentation showing the destination shipper, the destination carrier, and the origin shipper.
9. Provide documentation indicating all D&H trains moving between Allentown, PA and Reading, PA, for the two years preceding March 19, 2015.
10. For all trains covered by paragraph 9 above, provide documentation indicating:
 - A. The origin shipper and carrier for each car in each train.

B. The destination shipper and carrier for each car in each train.

10. Please serve all requested documents on James Riffin within 21 days of receipt of this Discovery Request, or no later than **May 8, 2015**.

11. If additional time is needed to obtain the requested documentation, please so indicate in writing.

Thank you,

James Riffin
P.O. Box 4044
Timonium, MD 21094
(443) 414-6210

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2015, a copy of the foregoing Discovery Request was served on: W. Karl Hansen, Stinson, Leonard Street LLP, Suite 2300, 150 S. Fifth Street, Minneapolis, MN 55402, counsel for the D & H, by E-mail and by First Class Mail.

James Riffin