

241139

BEFORE THE
SURFACE TRANSPORTATION BOARD

ENTERED
Office of Proceedings
July 20, 2016
Part of
Public Record

SUNFLOWER RAILS-TRAILS)
CONSERVANCY, INC. – PETITION FOR) FINANCE DOCKET
DECLARATORY ORDER – SALE OF) NO. 36034
RAILBANKED RIGHT OF WAY)

REQUEST TO FILE RESPONSE OUT OF TIME

Respondent:

Neosho County Commissioners
PO Box 138
Erie, KS 66773

Attorney for Respondent:

Ross Albertini
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St. Paul, KS 66771
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Date filed: July 20, 2016

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SURFACE TRANSPORTATION BOARD

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Comes now, Ross Albertini, on behalf of Neosho County, and requests the Surface Transportation Board allow him to file his Response to the Petition filed by the Sunflower Rails-Trails Conservancy, Inc. late. For good cause shown, Respondent states the following:

1. The original Neosho County District Court Case, 2004 CV 28 has been closed since 2005. It took a period of time for the District Court Clerk to obtain the files from storage.
2. At the time of the 2004 tax sale, Respondent was employed by another law firm. It took a period of time to obtain the original files from the law firm.
3. Respondent was out of his office on vacation at the time the Petition was received in the mail.

I, Ross Albertini, declare under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this pleading.

Executed on July 18, 2016.

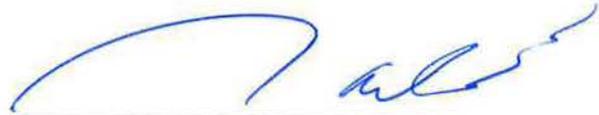


Ross Albertini #18258
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Date files: July 18, 2016

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document, Request to File Petition Late, was served on July 20, 2016 by first class, U.S. Mail on Thomas F. McFarland, attorney for Sunflower Rails-Trails Conservancy, Inc., at 208 South LaSalle Street – Ste. 1666, Chicago, IL 60604-1228



Ross Albertini #18258