

# CLARK HILL

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March 23, 2016

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March 23 , 2016  
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## VIA E-FILING

Cynthia T. Brown  
Chief, Section of Administration, Office of  
Proceedings  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

**Re: Buffalo & Pittsburgh Railroad, Inc.  
-- Exempt Abandonment --  
In Erie and Cattaraugus Counties, NY  
STB Docket No. AB-369 (Sub-No. 7X)**

Dear Ms. Brown:

I am writing on behalf of the applicant Buffalo & Pittsburgh Railroad, Inc. ("BPRR") to respond to the Joint Petition for Substitution of Interim Trail User filed with the Board in the above-referenced matter on March 11, 2016. BPRR does not oppose the substitution of Erie Cattaraugus Rail Trail, Inc. ("ECRT") for the New York State Office of Parks, Recreation and Historic Preservation ("NYS Office of Parks") as the interim trail user. Moreover, BPRR would agree that the replacement NITU include a new 180-day period for negotiation. Although the Joint Petition was not docketed until after the expiration of the NITU issued to the NYS Office of Parks, BPRR has not consummated the abandonment.

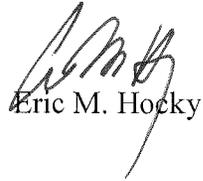
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Please let us know if you need any additional information.

Respectfully,

CLARK HILL PLC



Eric M. Hocky

EMH/e

cc: Tom Alworth - by email  
Marc A. Romanowski - by email  
Seth A. Kelley - by email  
Deborah H. Fenn - by mail  
Joseph V. Kocsis, Jr. - by mail