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September 4, 2012

VIA HAND DELIVERY

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

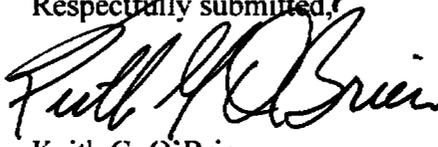
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Office of Proceedings
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Part of
Public Record

RE: *Stewartstown Railroad Company – Adverse Abandonment – In York County, PA.*
STB Docket No. AB-1071

Dear Ms. Brown:

By letter dated August 30, 2012 (attached), James J. Gillotti, local counsel for the Estate of George M. Hart, has directed me to forward to the Board a copy of a letter that Mr. Gillotti received from David Dembe of the Office of the Attorney General – Charitable Trusts and Organizations Section. Mr. Dembe's letter (also attached) expresses serious concern about the length of time the above matter has been pending before the Board, and the impact delay has on the timely resolution of Mr. Hart's Estate (the "Estate"). As indicated in Mr. Gillotti's letter, Mr. Dembe wrote to counsel for the Estate with the evident expectation that his letter would be shared with the Board.

Please contact me if you have any questions concerning this supplemental filing.

Respectfully submitted,

Keith G. O'Brien
Attorney for the Estate of George M. Hart

cc: Alex Snyder
James J. Gillotti
Parties of Record
David Dembe
John Willever

August 30, 2012



Paul D. Horger
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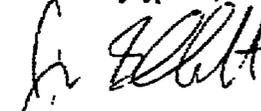
RE: Estate of George M. Hart

Dear Keith:

Enclosed is a copy of correspondence I received from Attorney David Dembe of the Charitable Trusts and Organizations Section of the Office of the Pennsylvania Attorney General, which I believe is self-explanatory.

It is my understanding that Mr. Dembe wrote this letter with the expectation that it would be forwarded to the Surface Transportation Board. In light of the serious concerns expressed by Attorney Dembe's office about the length of time that the Petition for Adverse Abandonment has been pending, I would appreciate it if you would share those concerns with an appropriate party at the STB.

Sincerely yours,


James J. Gillotti
CELA

JJG/dmf
Enclosure

c: John Willever, (w/enc.)
K. Harper, Esq. (w/enc.)
D. Dembe (w/o enc.)

COPY



COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

LINDA L. KELLY
ATTORNEY GENERAL

August 28, 2012

Charitable Trusts and
Organizations Section
21 South 12 Street, 3rd Floor
Philadelphia, PA 19107
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ddembe@attorneygeneral.gov

James J. Gillotti, Esquire
OLIVER, PRICE & RHODES
1212 South Abington Road
P.O. Box 240
Clarks Summit, PA 18411

RE: Estate of George M. Hart, Deceased

Dear Mr. Gillotti:

As you know, this section in the Office of Attorney General serves the *parens patriae* function of monitoring and protecting charitable interests and organizations. While we do not represent charities per se, we look out for the interests of those the charities serve, to wit: the general public. It is in that respect that I share concerns regarding administration of the above estate which has, as a residuary beneficiary, the Bucks County Historical Society.

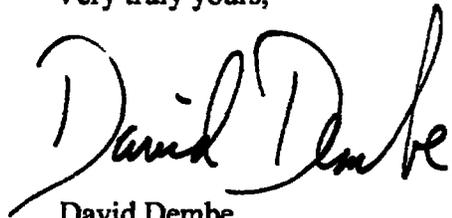
More than four years have passed since the decedent's death on April 17, 2008, yet marshaling of the decedent's assets has not been completed. You have explained that this is due to the fact that the estate includes a promissory note which is in default, requiring foreclosure on the mortgage given as security for payment. You have further indicated that the mortgage covers certain interstate railroad trackage which, pursuant to federal law, must be abandoned in order for the foreclosure to proceed. To accomplish this purpose, as you have indicated, the estate has retained separate counsel to procure approval of the abandonment, and a proceeding has been pending before the Surface Transportation Board (STB) in Washington since June of 2011.

While you have informed us that some interim distributions have been made in this estate, the magnitude of the remaining funds potentially available for the public benefit gives rise to serious concern on our part, as the amount receivable on the note exceeds \$350,000. Although, as you have indicated, the estate's petition has been opposed, almost a year has elapsed since the last substantive filing with the STB, without resolution of the matter.

James J. Gillotti, Esquire
August 28, 2012
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Many years ago I practiced before the Interstate Commerce Commission on motor carrier matters, and a regulatory lag of this duration would have been considered quite unusual in those days. It would be greatly appreciated, therefore, if you could provide us with the reason or reasons why the abandonment petition has not been ruled upon so that the estate can either proceed with the foreclosure or pursue such other options as may be available. It is our aim—and our duty—to see whether the estate can be wound up within a reasonable time, resulting in payment of outstanding sums due for benefit of the public.

Very truly yours,

A handwritten signature in black ink, appearing to read "David Dembe". The signature is written in a cursive, flowing style with a large initial "D".

David Dembe
Senior Deputy Attorney General

DD/mo