

BEFORE THE SURFACE TRANSPORTATION BOARD

STB Ex Parte No. 661 (Sub.No.2)**RAILROAD FUEL SURCHARGES SAFE Harbor)**

**PETITION OF HIGHROAD CONSULTING, LTD. FOR
MODIFICATION OF THE PROCEDURAL SCHEDULE**

Highroad Consulting, Ltd. (Highroad) for reasons outlined below, hereby requests that the Board modify the procedural schedule for the above proceeding, that the schedule for opening comments be extended 21 days until August 4, 2014, with reply comments due September 15, 2014. Highroad has conferred with the National Industrial Transportation League and with the Tom O'Connor Group, LLC, and Highroad has been authorized to represent that those parties support Highroad's requested schedule modifications.

The Board is seeking comments on whether the safe harbor provision of Fuel Surcharges should be modified or removed. In particular, the Board is seeking comments on:

- Whether or not the phenomenon that it observed in Cargill was an aberration.
- Whether there are problems associated with the Board's use of the HDF Index as a safe harbor in judging the reasonableness of fuel surcharge programs.
- Whether any problems with the safe harbor could be addressed through a modification of it.
- Whether any problems with the safe harbor are outweighed by its benefits.

Parties are also encouraged to comment on any other matter that they believe bears on whether the safe harbor should be modified or removed.

These are very important and insightful questions. An extension of the procedural schedule will allow for a more thorough analysis and development of cost evidence to respond to the Board's questions. Moreover, the extended schedule will provide time to examine other potential issues and/or alternatives to the safe harbor.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Sandra J. Dearden", written over a horizontal line.

Sandra J. Dearden
HIGHROAD CONSULTING, LTD.
9011 Indianapolis Blvd., Suite A
Highland, IN 46322
(219) 838-3800

June 30, 2014