

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

ENTERED
Office of Proceedings
March 6, 2015
Part of
Public Record

STB Finance Docket No. 30186

**TONGUE RIVER RAILROAD COMPANY, INC.—RAILROAD CONSTRUCTION AND
OPERATION—IN CUSTER, POWDER RIVER AND ROSEBUD COUNTIES, MONT.**

JOINT PETITION FOR ONE WEEK EXTENSION IN PROCEDURAL SCHEDULE

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Northern Plains Resource Council and Wally McRae/Clint McRae d.b.a. Rocker Six Cattle Company (collectively, “NPRC”) and Tongue River Railroad Company, Inc. (“TRRC”) jointly move for a modest one week extension in the procedural schedule to file supplemental comments in the merits phase of this proceeding. Under the existing schedule adopted by order served on December 10, 2014, a total of four depositions were to be completed no later than February 27, 2015 and NPRC’s supplemental submission would be due 21 days following the date of the last of the depositions. SMART-386 may file a reply to NPRC’s submission (provided that any such reply relates to issues raised in SMART-386’s April 2013 submission to the Board) 14 days after NPRC’s submission and TRRC’s reply to NPRC and to any SMART-386 submission would be due 21 days following the due date for the SMART-386 submission.

Despite TRRC and NPRC’s diligent efforts to complete the four depositions by February 27, due to scheduling conflicts, they were unable to complete those depositions until a few days later, on March 3, 2015. In addition, NPRC has requested that its supplemental comments based on the discovery be due 23 days rather than 21 days following the last deposition so that it will be able to fully consider the deposition testimony once it receives the final deposition transcripts.

TRRC does not oppose this request. NPRC and TRRC do not request a change in the other deadlines in the procedural schedule.

For the above reasons, NPRC and TRRC request approximately a one week extension in the procedural schedule in the merits phase as follows: NPRC's supplemental submission will be due on March 26, which is 23 days following March 3, 2015, the date of the last of the depositions. Pursuant to the Board's November 21, 2014 decision, SMART-386 may file a reply to NPRC's submission (provided that any such reply relates to issues raised in SMART-386's April 2013 submission to the Board) 14 days after NPRC's submission. TRRC's reply to NPRC and to any SMART-386 submission will be due 21 days following the due date for the SMART-386 submission.

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Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of March 2015, I have caused a copy of the foregoing Joint Petition For One Week Extension in Procedural Schedule to be served by first-class mail, postage prepaid, on the parties of record in STB Finance Docket Nos. 30186.

A handwritten signature in cursive script, appearing to read "David H. Coburn", with a long horizontal flourish extending to the right.

David H. Coburn