

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 35790**CAPITOL CORRIDOR JOINT POWERS AUTHORITY
AND NATIONAL RAILROAD PASSENGER CORPORATION
– PETITIONS FOR DECLARATORY ORDER –
PRIIA SECTION 209 COST ALLOCATION METHODOLOGY IMPLEMENTATION**

JOINT MOTION TO AMEND THE PROCEDURAL SCHEDULE

Counsel for Capital Corridor Joint Powers Authority and National Railroad Passenger Corporation (collectively, the “Parties”) submitted a Joint Notice of Intent to Initiate a Proceeding for Declaratory Order (“Joint Notice of Intent”) dated December 9, 2013, which presented to the Board a disagreement between the Parties over the implementation of the methodology for cost application approved by the Board in its Decision dated March 13, 2013 (Docket No. FD 35571), and requested that the Board adopt the Parties procedures established for petitions not otherwise covered in its regulations, 49 C.F.R. § 1117.1, and for evidence and discovery, 49 C.F.R. Part 1114, and that the Board establish the procedural schedule as set forth in the Joint Notice of Intent. The Board issued a Decision and Order on December 30, 2013, among other things, adopting the procedural schedule as set forth in the Joint Notice of Intent.

Subsequently, the Parties began working toward resolving the outstanding issues between them and submitted several joint motions requesting that the Board amend the procedural schedule to extend the briefing schedule to allow the Parties to discuss a settlement. The last joint motion was submitted on July 14, 2014, and the Board issued a Decision and Order on July 15, 2015, extending the Parties’ deadline to file reply papers to August 11, 2014.

The Parties have now reached a settlement in principal, and are in the process of finalizing an agreement. Accordingly, the Parties respectfully request that the proceedings in this matter be held in abeyance, pending finalization of the Parties' agreement.

Respectfully submitted,



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Dated: August 6, 2014



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