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**BEFORE THE  
SURFACE TRANSPORTATION BOARD  
WASHINGTON, DC**

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**STB DOCKET NO. AB-1053 (Sub-No. 1X)**  
\_\_\_\_\_

**MICHIGAN AIR-LINE RAILWAY CO.  
-ABANDONMENT AND DISCONTINUANCE OF SERVICE EXEMPTION-  
LINE IN OAKLAND COUNTY, MICHIGAN**

\_\_\_\_\_  
**NOTICE OF INTENT TO FILE OFFER OF FINANCIAL ASSISTANCE, WITH  
DEMAND FOR INFORMATION**  
\_\_\_\_\_

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Dated: April 19, 2011

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DEMAND FOR INFORMATION**

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This Notice of Intent to File Offer of Financial Assistance, with Demand for Information ("Notice") relates to the Petition for Abandonment Exemption submitted by Michigan Air-Line Railway Co. ("MAL") to the STB on January 28<sup>th</sup>, 2011 ("Petition"). On March 9, 2011 American Plastic Toys, Inc. ("APT") filed its Reply and Objection to the Petition. In its Reply APT demonstrated that the Petition failed to provide sufficient financial information and actual supporting documentation which would be necessary for any party to prepare an Offer of Financial Assistance ("OFA"). Since that time MAL has submitted additional filings to the STB, but continues to withhold actual financial information and supporting documentation required to form an OFA.

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This Notice is submitted by APT, as a financially responsible Michigan corporation. Pursuant to 49 U.S.C. 10904(c) and 49 C.F.R. 1152.27(c)(2)(i), APT hereby advises the STB and the party of record, MAL, of its intent to file an OFA. This OFA relates to the line which is subject to the pending Petition of Michigan Air-Line Railway Co., identified as from Milepost (45.26) at the west line of Haggerty Road to Milepost (50.65), a distance of approximately 5.45 miles in Oakland County, MI.

In connection with this Notice APT requests that MAL provide the information set forth in 49 CFR 1152.27(a) including the minimum purchase price required to acquire the MAL Line. We also request that MAL provide its most recent report on the physical condition of the involved line and traffic, revenue and other data necessary to determine MAL's estimate of net liquidation value of the line together with supporting data reflecting available real estate appraisal, assessments of the quality and the quantity of track material in the line and removal cost estimates used to obtain the net liquidation value. APT also requests all supporting data including, but not limited to, specific identification and copies of any appraisals of the parcels of land underlying the rights-of-way which are owned in fee and those which are easement grants including as applicable, the lengths, weight, age and condition of the relay, reroll and scrap rails, the reusable and scrap ties, condition of all bridges, the speed limits on the line, and any other restrictions which pertain to the use of the line (broken down by Milepost); and any other information, including engineering diagrams and drawings, or maps, and all deeds, which are related, relevant, or necessary to enable a party to calculate, verify and evaluate

the net liquidation value of the line and the minimum purchase price which MAL seeks for the property.

Respectfully submitted,

/S/ Troy R. Taylor  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, the *Notice of Intent to File Offer of Financial Assistance, with Demand for Information* in STB Docket No. AB-1053 (Sub-No. 1X), *Michigan Air-Line Railway Co. – Abandonment Exemption – Line in Oakland County, Michigan* was mailed via first-class mail, postage prepaid, on April 19, 2011 to the following party:

**Michigan Air-Line Railway Co.**

W. Robert Alderson  
ALDERSON, ALDERSON, WEILER,  
CONKLIN, BURGHART & Crow, L.L.C.  
2101 S.W. 21<sup>st</sup> Street  
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April 19, 2011

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