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December 28, 2015

Cynthia T. Brown
Chief, Section of Administration
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Office of Proceedings
395 E Street, SW
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239798

ENTERED
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December 28, 2015
Part of
Public Record

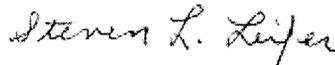
Re: *Finance Docket No. 34797, New England Transrail, LLC Petition for Exemption:
Response to Requests for Extension*

Dear Ms. Brown:

Enclosed for filing is New England Transrail, LLC's response to requests by the Town and Wilmington and the Massachusetts Department of Environmental Protection for extension to the deadline for commenting on the Board's acceptance of US EPA's November 6, 2015 filing.

If you have any questions concerning this submission, please let me know.

Sincerely,



Steven L. Leifer
Counsel for New England Transrail, LLC

cc: Robert W. Jones III, New England Transrail, LLC
Ronald A. Klempner, New England Transrail, LLC
All Parties of Record (excluding parties for whom prior correspondence was returned as undeliverable)



**BEFORE THE
SURFACE TRANSPORTATION BOARD**

Finance Docket No. 34797

**New England Transrail, LLC, d/b/a Wilmington & Woburn Terminal Railway—Petition
For An Exemption From 49 U.S.C. § 10901 To Acquire, Construct And Operate As A Rail
Carrier On Tracks and Land in Wilmington and Woburn, Massachusetts**

Petitioner's Response to Requests for Extension

On November 6, 2015, EPA sent an “environmental comment” to the STB relating to New England Transport’s (“NET’s”) redevelopment project in Wilmington, MA. In its comment, EPA stated that the facts no longer supported a deferral of the Board’s environmental review. On December 14, the Board accepted EPA’s November 6 filing into the record and established a January 4, 2016 deadline for the submittal of comments on the Board’s decision.

On December 23, both the Town of Wilmington and the Massachusetts Department of Environmental Protection (“DEP”) filed requests for extensions of time to comment on the Board’s decision. The Town asked for an extension until January 18, while DEP asked for an extension until February 4, or, in the alternative, January 20.

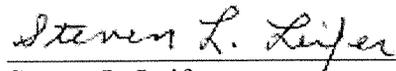
NET is amenable to a one week extension from the January 4 deadline, but opposes a longer extension. With respect to DEP, NET notes DEP is part of the working group set up by EPA that has been overseeing work on the Olin Chemical site where the redevelopment project will take place. Consequently, DEP has been privy to the considerations that EPA took

into account when EPA made its decision to support the lifting of the deferral of the environmental review. DEP had ample time since even before November 6 to express its views on the lifting of the deferral. NET appreciates that the holidays have intervened and that is why NET will support a one week extension, but NET believes that the project should move forward after many years of delay.

With respect to both requests for extension, the issues raised by the Town and DEP will be evaluated and fleshed out during the environmental review. Lifting the deferral will allow those issues raised by the Town and DEP to be addressed as expeditiously as possible.

We thank the Board for its consideration of the views expressed herein.

Respectfully submitted,



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Attorneys for New England Transrail, LLC

Date: December 28, 2015

CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of December, 2015, a copy of the foregoing was sent by U.S. Mail to the following:

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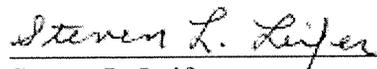
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