

LAW OFFICES OF  
**LOUIS E. GITOMER, LLC.**

LOUIS E. GITOMER  
Lou@lgraillaw.com

MELANIE B. YASBIN  
Melanie@lgraillaw.com  
410-296-2225

600 BALTIMORE AVENUE, SUITE 301  
TOWSON, MARYLAND 21204-4022  
(410) 296-2250 • (202) 466-6532  
FAX (410) 332-0885

May 6, 2013

234162

Ms. Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D. C. 20423

ENTERED  
Office of Proceedings  
May 6, 2013  
Part of  
Public Record

RE: Docket No. AB-1073X, *Alabama & Florida Railway Co., Inc.—Abandonment  
Exemption—in Geneva, Coffee and Covington Counties, Ala.*

Dear Ms. Brown:

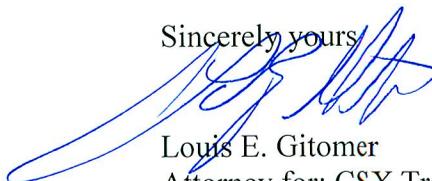
CSX Transportation, Inc. (“CSXT”) responds to the letter filed by the Alabama Trails Commission (“ATC”) on May 3, 2013, seeking an extension of time to negotiate interim trail use/rail banking.

As the owner of the real estate underlying the Line, CSXT agrees with ATC to the 180-day extension of time until October 16, 2013 to negotiate interim trail use/rail banking for the 42.9-mile line of railroad between Andalusia, AL, milepost 581.3, and Geneva, AL, milepost 624.2 (the “Line”). CSX Transportation, Inc. (“CSXT”) sold the track and materials and the common carrier obligation to the predecessor of the Alabama & Florida Railway Co., Inc. (“A&F”) while retaining ownership of the real estate and leasing it to A&F. A&F has not consummated the abandonment of the Line.

As provided in 49 CFR 1152.29(e)(2), the extension of the trail negotiation period until October 16, 2013, creates a regulatory barrier to consummation of the abandonment, which provides A&F with an additional 60 days to consummate the abandonment to December 15, 2013, if trail negotiation is unsuccessful. CSXT respectfully requests that the Board confirm that the extension of the consummation period as provided in the regulations applies in this instance.

CSXT is efilings this response. Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours



Louis E. Gitomer  
Attorney for: CSX Transportation, Inc.

cc: Mr. Byard  
Mr. Mullins