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April 28, 2006

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Room 700
Washington, D. C. 20423

ENTERED
Office of Proceedings
APR 28 2006
Part of
Public Record

RE: Docket No. AB-565 (Sub-No. 1X), *New York Central Lines, LLC—Abandonment Exemption—in Middlesex County, MA*
Docket No. AB-55 (Sub-No. 593X), *CSX Transportation, Inc. —Discontinuance of Service Exemption—in Middlesex County, MA*

Dear Secretary Williams:

CSX Transportation, Inc. (“CSXT”) respectfully requests an extension of time in which to consummate the above-titled abandonment, or in the alternative, a reinstatement of the abandonment.

On June 21, 2001, New York Central Lines, LLC (“NYC”) and CSXT jointly filed with the Surface Transportation Board (the “Board”) a petition under 49 U.S.C. § 10502 for exemption from the provisions of 49 U.S.C. § 10903 for NYC to abandon and CSXT to discontinue service over a 4.80-mile portion of a line of railroad known as the Albany Division, Fitchburg Subdivision, extending from milepost QBS 0.00 at Framingham to milepost QBS 4.80 at South Sudbury, in Middlesex County, MA (the “Line”). CSXT is the successor by merger to NYC.

By decision served October 12, 2001, the Board granted the exemption and imposed a trail use condition at the request of the Town of Sudbury on the 1.4-mile portion of the right-of-way that extends north from the Framingham town line to the intersection of the former Penn Central line (the “Northern Section”). The time for negotiating under the Notice of Interim Trail Use or Abandonment (the “NITU”) and consummating the abandonment was extended by decisions served on April 10, 2002, October 7, 2002, May 15, 2003, October 6, 2003, May 4, 2004, October 28, 2004, April 18, 2005, and November 8, 2005. The most recent extension for

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negotiating trail use is scheduled to expire on April 2, 2006 and the current consummation deadline for consummating the abandonment is June 1, 2006.

In the decision served on November 8, 2005, the Board ordered that "3. The authority to abandon must be exercised on or before June 1, 2006." CSXT believes that the extension of time to consummate the abandonment in the November 8 decision, and all of the previous extension decisions, applied to the entire 4.80-mile line, not just the 1.4-mile line that is subject to the NITU.

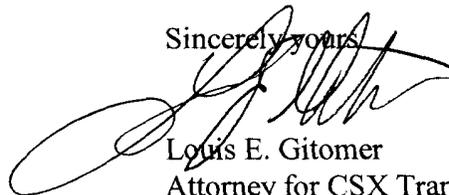
The Northern Section runs south 1.4 miles from the end of the Line south. The remaining 3.4 miles of the Line (the "Southern Section") connects the Northern Section to the national rail transportation system. If CSXT had consummated the abandonment of the Southern Section, then the Northern Section would most likely not have remained eligible for trail use. Hence, CSXT considers the NITU on the Northern Section to be a legal or regulatory barrier to consummation of the abandonment of the Southern Section. See 49 C.F.R. § 1152.29(e)(2).

In the event that CSXT has misinterpreted the Board's rules, CSXT respectfully requests the Board to reinstate the abandonment exemption for the Southern Section. There has been no request for service or traffic moving over the Southern Section since the abandonment was exempted in 2001. Not only have negotiations almost been completed on the Northern Section, but CSXT has received an inquiry as to the availability of the Southern Section for interim trail use.

CSXT respectfully requests that the Board confirm that the consummation date for the Line in the above-entitled proceedings has been extended to June 1, 2006, or in the alternative, that the Board reinstate the abandonment of the Southern Section

Enclosed are the original and 10 copies of this letter. Please time and date stamp the additional copy of this letter and return it in the enclosed self addressed stamped envelop. 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.