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November 25, 2008

In Re R J Corman Rail Line Reactivation Our File No 15598



Surface Transportation Board  
395 E Street, SW  
Washington, DC 20024

224057  
224058  
224059

Dear Sir or Madam

I am enclosing herewith an original and ten copies of our Motion for Leave to File Statement by Interested Party Out of Time and the Statment of Headwaters Charitable Trust for filing in connection with the above-referenced matter

Should you have any questions, please do not hesitate to contact me

Very truly yours,

Templeton Smith, Jr

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Public Record

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NOV 26 2008

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Public Record

TS/bjk

cc Richard Wilson  
Kimberly Hummel  
Ronald Lane  
Kathryn H S Pett  
(all w/enc )

BEFORE THE  
SURFACE TRANSPORTATION BOARD

\_\_\_\_\_ 224057  
DOCKET NO AB-167-1004



CONRAIL ABANDONMENT OF THE  
SNOW SHOE INDUSTRIAL TRACK  
IN CENTRE AND CLEARFIELD COUNTIES, PENNSYLVANIA

\_\_\_\_\_ 224058  
FINANCE DOCKET NO 35116

R J CORMAN RAILROAD COMPANY/PENNSYLVANIA LINES INC ,  
CONSTRUCTION AND OPERATION EXEMPTION  
IN CENTRE AND CLEARFIELD COUNTIES, PENNSYLVANIA

\_\_\_\_\_ 224059  
FINANCE DOCKET NO 35143

R J CORMAN RAILROAD COMPANY/PENNSYLVANIA LINES INC

ACQUISITION AND OPERATION EXEMPTION  
LINE OF NORFOLK SOUTHERN RAILWAY COMPANY

ENTERED  
Office of Proceedings

NOV 26 2008

Part of  
Public Record

**MOTION FOR LEAVE TO FILE STATEMENT BY INTERESTED PARTY OUT OF TIME**

Headwaters Charitable Trust ("HCT") by its undersigned counsel, respectfully requests leave to enter its appearance and file the attached Statement in the above-captioned proceedings. In support of this motion, Headwaters submits that it retained counsel to represent it in this proceeding in late August and that said counsel has used the intervening time to become familiar with the history of proceedings between the parties and the record in the above-three related proceedings and to attempt to restart negotiations with Resource Recovery, LLC and R J Corman Railroad Company. Permitting HCT's attached late filing will not delay the above-captioned proceedings, but will benefit the Board by providing a more complete record of the status of the property over which the recommencement of rail service is sought to be established.

Wherefore, based upon the foregoing, Headwaters Charitable Trust respectfully requests this Board to grant leave to enter its appearance and file the attached Statement in each of the above-captioned proceedings

Respectfully submitted,

THOMSON, RHODES & COWIE, P C

By 

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Attorneys for Headwaters Charitable Trust

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the within MOTION FOR LEAVE TO FILE STATEMENT BY INTERESTED PARTY OUT OF TIME has been served by first-class, U S mail, on this 25th day of November, 2008, on the following counsel of record

**Kathryn H.S Pett  
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**Richard R Wilson, Esquire  
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A handwritten signature in black ink, appearing to read "Kathryn H.S. Pett", written over a horizontal line.