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**ELECTRONIC FILING**

Hon. Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

May 1, 2009

Re: Buffalo & Pittsburgh Railroad, Inc.  
- Exempt Abandonment -  
In Erie and Cattaraugus Counties, NY  
STB Docket No. AB-369 (Sub-No. 7X)

Dear Secretary Quinlan:

I writing to respond on behalf of the applicant Buffalo & Pittsburgh Railroad, Inc. ("BPRR") to the letter filed with the Board by New York State Office of Parks, Recreation and Historic Preservation ("NYS Office of Parks") seeking an extension of the NITU issued in this proceeding.

BPRR hereby advises the Board that it is agreeable to an extension of the NITU until October 31, 2009, as requested by the NYS Office of Parks.

Please let us know if you need any additional information.

Respectfully,

Eric M. Hocky

EMH/e

cc (by email):

Erik Kulleseid,  
Deputy Commissioner for Open Space Protection  
David J. Collins

- Pittsburgh
- Philadelphia
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