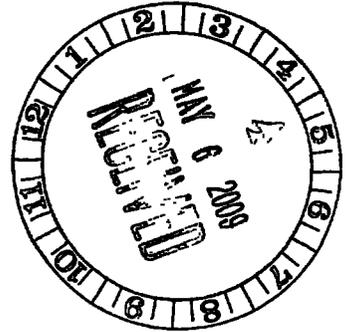


225060

Before the
Surface Transportation Board
Finance Docket No. 35245



PETITION FOR DECLARATORY ORDER

MOTION FOR A SCHEDULING ORDER

James Riffin, Petitioner, herewith moves the Surface Transportation Board, to issue a Scheduling Order in the above entitled proceeding.

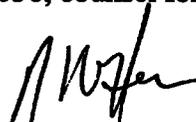
Respectfully,



James Riffin

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of May, 2009, a copy of the foregoing Motion for Scheduling Order, was served by first class mail, postage prepaid, upon James R. Paschall, Senior General Attorney, Norfolk Southern Railway Company, Law Department, Three Commercial Place, Norfolk, VA 23510; and upon Charles Spitulnik, Kaplan Kirsch Rockwell, Ste 905, 1001 Connecticut Ave, N.W., Washington, DC 20036, counsel for MTA, MDOT, MDE and Allegany County.



James Riffin

ENTERED
Office of Proceedings

MAY 6 - 2009

Part of
Public Record