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March 14, 2005

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423

Re: Docket No. 42060 (Sub-No. 1)
North America Freight Car Association, et al. v. BNSF Railway Company

Dear Secretary Williams:

Pursuant to a procedural schedule established by the Board in a decision of January 6, 2005, responses of all parties to written interrogatories and document requests presently are due on March 22, 2005. The purpose of this letter is to request an extension of the March 22 discovery response date to April 15, 2005, and concomitant adjustment of remaining procedural dates as set forth in the Appendix hereto.

The parties, in particular North America Freight Car Association and 10 of its individual members (collectively "Complainants") and Defendant, BNSF Railway Company ("BNSF"), have served complex and lengthy discovery demands requiring extensive effort to investigate and prepare responses.

The parties heretofore have met the dates set forth in the Board's procedural order as to the service of discovery requests, discovery objections, and notification of discovery "impasses," including a request that the Board consider mediation. Complainants and BNSF are in agreement, however, that the discovery process would be more orderly, and responses more complete, if the date for the service of discovery responses is extended as requested. Because the Board's procedural order sets fixed calendar dates for subsequent filings in this proceeding, Complainants and BNSF believe that it is appropriate to suggest revisions in those dates which retain the same daily intervals as in the January 6 decision. A proposed revised procedural schedule accordingly is set forth in the Appendix to this letter.

Complainants are authorized to state that BNSF joins in this request.

Sincerely,

Andrew P. Goldstein
Attorney for Complainants

cc: All Parties

Letter to Honorable Vernon A. Williams
March 14, 2005
Docket No. 42060 (Sub-No. 1)

APPENDIX

<u>Day</u>	<u>Event</u>
January 6, 2005	Date of service and effectiveness of Board Procedural Schedule Order
January 11, 2005	Petitions for protective Orders Due
February 7, 2005	Written Interrogatories and Document Requests Due
February 15, 2005	Objections to Discovery Due
March 4, 2005	Notification of "Impasses" Due
April 15, 2005	Responses to Discovery Due
April 21, 2005	Notices of Depositions Due
May 20, 2005	Depositions Completed
June 29, 2005	Opening Statements of NAFCA and Intervenors Due
July 29, 2005	Reply of Defendant Due
August 29, 2005	Rebuttal of NAFCA Due