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**BEFORE THE
SURFACE TRANSPORTATION BOARD**

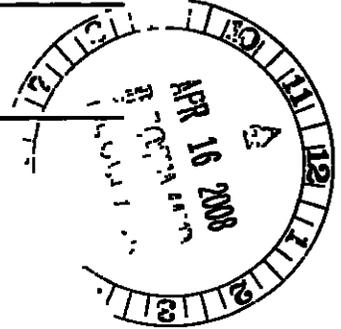
STB DOCKET NO. AB-33 (Sub- No. 265X)

**ENTERED
Office of Proceedings**

APR 16 2008

**Part of
Public Record**

**UNION PACIFIC RAILROAD COMPANY
ABANDONMENT EXEMPTION
IN LOS ANGELES COUNTY, CALIFORNIA
(SANTA MONICA INDUSTRIAL LEAD)**



NOTICE OF INTENT TO FILE AN OFFER OF FINANCIAL ASSISTANCE

**PETITION TO TOLL DATE
AN OFFER OF FINANCIAL ASSISTANCE MUST BE FILED BY**

James Riffin, ("Riffin" or "Petitioner"), a Class III carrier, herewith files this Petition to Toll Date an Offer of Financial Assistance Must Be Filed By, and for reasons states:

1. On April 8, 2008, the Surface Transportation Board ("Board") served notice that the Union Pacific Railroad Company ("UP") had filed a Notice of Exemption for UP to abandon approximately 0.08 miles of the Santa Monica Industrial Lead from milepost 485.61 to milepost 485.69, and to discontinue trackage rights on the Santa Monica Industrial Lead from milepost 485.69 to milepost 486.00, a total distance of 0.39 miles, in the City of Los Angeles, Los Angeles County, CA ("Line"), which Exemption Notice is the subject of the above entitled proceeding.

2. In the Board's decision, the Board did not state the due date for filing an Offer of Financial Assistance.

3. On April 15, 2008, Riffin, pursuant to the applicable regulations of the Surface Transportation Board, filed his formal Notice of Intent to File an Offer of Financial Assistance ("OFA Notice"), to purchase from UP the Line which is the subject of the above entitled proceeding.

4. On April 15, 2008, a copy of Riffin's OFA Notice was mailed, via first class mail, to Gabriel Meyer, counsel for UP. In that OFA Notice, Riffin requested UP provide Riffin with 49 CFR §1152.27(a) information regarding the Line. Riffin cannot prepare an informed Offer of Financial Assistance without first reviewing the information Riffin requested.

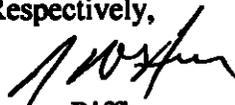
5. Under 49 CFR 1152.27 (c), the offeror may ask that the Board toll the time period within which an OFA must be submitted, in order to provide sufficient time for the abandoning railroad to provide the offeror with the information specified in 49 CFR 1152.27(a).

6. Once Riffin receives the information he has requested from UP, he anticipates it will take 30 days to have experts evaluate the data, then provide him with guidance regarding the economic viability of the line.

7. Granting this Petition is in conformity with 49 USC §10101 (7) [reducing regulatory barriers to entry into the industry]; (13) [to ensure the availability of accurate cost information in regulatory proceedings; (15) [to provide for the expeditious handling and resolution of all proceedings]. Granting this Petition would not significantly adversely affect UP's ability to exit the industry along this line, for UP has not indicated that it intends to immediately salvage the rails then sell the real estate.

8. WHEREFORE, your Pctitioner would request the time period within which to file an OFA be 30 days from the date of the Board's decision granting the exemption, or until 30 days after receipt by Riffin of the 49 CFR 1152.27(a) information Riffin has requested, whichever is later.

Respectively,


James Riffin

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of April, 2008, a copy of the foregoing Petition to Toll Date an Offer of Financial Assistance Must be Filed By, was served by first class mail, postage prepaid, upon Gabriel S. Meyer, Asst. General Attorney, STOP 1580, Union Pacific Railroad Company, 1400 Douglas Street, Omaha, NE 68179.



James Riffin