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BEFORE THE  
SURFACE TRANSPORTATION BOARD

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STB Docket No AB-55 (Sub-No 684X)

CSX TRANSPORTATION, INC.

ABANDONMENT EXEMPTION IN SHELBY COUNTY TENNESSEE

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MOTION TO EXTEND NEGOTIATION PERIOD FOR TRAIL USE/RAIL BANKING AND  
TO MODIFY THE NITU TO INCLUDE SHELBY COUNTY, TENNESSEE

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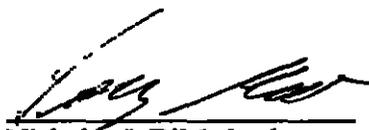
In a decision served in the above-captioned proceeding on October 26, 2007, the Board issued a notice of interim trail use ("NITU") and granted a 180-day period for Memphis Community Connector ("MCC") to negotiate a trail use and rail banking agreement with CSX Transportation, Inc. ("CSXT"). That period expires on April 23, 2008. MCC hereby requests that the Board extend the negotiation period by 60 days in order to permit the parties to continue their negotiations.

In addition, MCC and Shelby County, Tennessee jointly request that the NITU be modified to include the County. MCC and the County have been cooperating very closely to create a public trail on the abandoned CSXT right-of-way, as evidenced by the fact that they are joint petitioners in STB Docket No. AB-1010, *CSX Transportation, Inc —Adverse Abandonment—In Shelby County, TN*, which they initiated prior to CSXT's Notice of Exemption in this docket to voluntarily abandon the same rail line. MCC has taken the lead in raising the initial capital to fund the acquisition of the property and develop the trail, but it is intended that the County ultimately will assume control of the trail. MCC and the County desire to modify the

**NITU to expressly include the County in order to facilitate their trail use/rail banking negotiations with CSXT Therefore, the County hereby adopts as its own the "Statement of Willingness to Assume Financial Responsibility" filed by MCC on October 5, 2007**

**CSXT has authorized MCC and Shelby County to state that CSXT does not oppose this motion.**

**Respectfully submitted,**



**Nicholas J DiMichael  
Jeffrey O Moreno  
THOMPSON HINE LLP  
1920 N Street, NW, Suite 800  
Washington, DC 20033  
Phone: (202) 331-8800  
Fax: (202) 331-8330  
*Attorneys for Memphis Community Connector  
and Shelby County, TN***

**April 18, 2008**

**CERTIFICATE OF SERVICE**

I hereby certify that on this 18th day of April 2008, copies of the foregoing MOTION TO EXTEND NEGOTIATION PERIOD FOR TRAIL USE/RAIL BANKING AND TO MODIFY THE NITU TO INCLUDE SHELBY COUNTY, TENNESSEE were served by electronic delivery and first class mail upon counsel for CSX Transportation, Inc. at the following address:

Louis E. Gitomer  
The Adams Building, Suite 301  
600 Baltimore Avenue  
Towson, MD 21204-4022

Steven C. Armbrust  
CSX Transportation, Inc.  
Law Department  
500 Water Street  
Jacksonville, FL 32202

  
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Jeffrey O. Moreno