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**BEFORE THE SURFACE TRANSPORTATION BOARD**

**STB FINANCE DOCKET NO. 35356**

**ABC & D RECYCLING, INC.**

**LEASE AND OPERATION EXEMPTION OF A LINE  
OF RAILROAD IN WARE, MASSACHUSETTS**

**ENTERED**  
Office of Proceedings

**MAR 19 2010**

Public Record

**REQUEST FOR EXTENSION OF TIME**

**Submitted by:**

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Pursuant to 49 CFR 1150.31 et seq. ABC & D Recycling, Inc., ("ABC & D") filed a Verified Notice of Exemption to operate railroad trackage in Ware, Massachusetts owned by O'Riley Family Trust. In the normal course the exemption would become effective on March 26 and any request for a stay of effectiveness would have to be filed by March 19.

The Massachusetts Department of Transportation believes that a one-week extension of these deadlines would enable it to gather information relevant to its position with respect to the Notice of Exemption. ABC & D is willing to extend these deadlines by one-week in order to give it an opportunity to provide information to the Massachusetts Department of Transportation.

**RELIEF REQUESTED**

ABC & D Recycling, Inc. and the Massachusetts Department of Transportation request that the effective date of the exemption requested by ABC & D Recycling, Inc. be extended to

April 3 and that the deadline for filing a motion to stay that effective date be extended to March 26.

Respectfully Submitted:

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**CERTIFICATE OF SERVICE**

I, Leonard M. Singer, hereby certify that I served the foregoing on all parties of record.

/s/Leonard M. Singer