SUMMARY: Under 49 U.S.C. 10502, the Board is granting a petition for exemption from the requirements of 49 U.S.C. 10904(f)(4)(A) to permit Eighteen Thirty Group, LLC (Eighteen Thirty) to go forward with its plan to acquire and restore to service an 8.54-mile line of railroad between milepost BAI 27.0 near Morrison and milepost BAI 18.46 at the end of the track near Carlos, in Allegeny County, Md. (the Line). Eighteen Thirty is seeking to acquire the Line as a result of the bankruptcy of James Riffin through an agreement with Mark J. Friedman, Chapter 7 Trustee of the Bankruptcy Estate of James Riffin. Because the Line previously was acquired from CSX Transportation, Inc. (CSXT) pursuant to the Board’s offer of financial assistance provisions at 49 U.S.C. 10904 and 49 CFR 1152.27, section 10904(f)(4)(A) otherwise would prohibit the transfer of the Line to any entity other than CSXT until July 10, 2011.

DATES: The Board’s decision granting this exemption will be effective on December 30, 2010. Petitions to reopen must be filed by January 18, 2011.

ADDITIONAL INFORMATION:

Any member of the public may present a written statement to the Advisory Board at any time.

Issued at Washington, DC, on December 28, 2010.

Collister Johnson, Jr.,
Administrator.