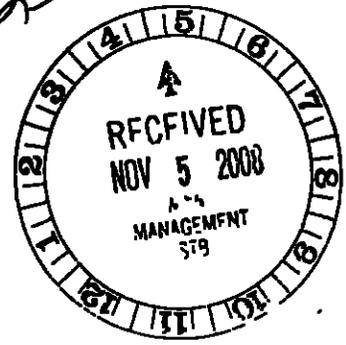


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**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

**STB FINANCE DOCKET NO. 35160**

**OREGON INTERNATIONAL PORT OF COOS BAY  
—FEEDER LINE APPLICATION—  
COOS BAY LINE  
OF THE CENTRAL OREGON & PACIFIC RAILROAD, INC.**

**PETITION FOR CLARIFICATION OF THE  
OREGON INTERNATIONAL PORT OF COOS BAY**

**ENTERED  
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Public Record**

Sandra L Brown  
Michael H Higgins  
David E Benz  
TROUTMAN SANDERS LLP  
401 Ninth Street, NW  
Washington, DC 20004-2134  
(202) 274-2959 Phone  
(202) 654-5603 Fax  
[sandra.brown@troutmansanders.com](mailto:sandra.brown@troutmansanders.com)  
[michael.higgins@troutmansanders.com](mailto:michael.higgins@troutmansanders.com)  
[david.benz@troutmansanders.com](mailto:david.benz@troutmansanders.com)

*Counsel for the Oregon International  
Port of Coos Bay*

**November 5, 2008**

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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**STB FINANCE DOCKET NO. 35160**

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**OREGON INTERNATIONAL PORT OF COOS BAY  
—FEEDER LINE APPLICATION—  
COOS BAY LINE  
OF THE CENTRAL OREGON & PACIFIC RAILROAD, INC.**

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**PETITION FOR CLARIFICATION OF THE  
OREGON INTERNATIONAL PORT OF COOS BAY**

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The Oregon International Port of Coos Bay ("Port") respectfully submits this Petition for Clarification regarding the decision ("Decision") served by the Surface Transportation Board ("Board") on October 31, 2008 in this docket

In the Decision, the Board ruled on some of the issues regarding the Port's feeder line application but did not determine a purchase price for the subject Coos Bay rail line. Instead, the Board stated that the purchase price would be set in a subsequent decision. As the Board has not yet finished its decision-making in this case, it is the Port's belief that the start date for calculating the due date for possible post-decision actions by the parties has not yet occurred, notwithstanding that certain Board findings in the Decision are also mentioned in the October 31<sup>st</sup> decision in STB Docket AB-515 (Sub-No. 2).<sup>1</sup> Post-decision actions in this feeder line case might include things such as Petitions for Reconsideration, Reopening, or Stay, Appeals, and other similar actions

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<sup>1</sup> In other words, the start date for calculating the due date for post-decision actions in the abandonment case appears to have already occurred

As this matter was not clear in the Board's Decision, the Port seeks clarification from the Board on this point. From the Port's reading of the Board's Decision, the deadlines for post-decision actions in the fecdcr line case will not accrue until the appropriate time period after the Board's subsequent valuation decision. The Port would appreciate a response at the Board's earliest convenience so that the parties may know the timeframes and deadlines for various actions the parties may be considering.

Respectfully submitted,



Sandra L. Brown  
Michael H. Higgins  
David E. Benz  
TROUTMAN SANDERS LLP  
401 Ninth Street, NW, Suite 1000  
Washington, DC 20004-2134  
(202) 274-2959 Phone  
(202) 654-5603 Fax  
[sandra.brown@troutmansanders.com](mailto:sandra.brown@troutmansanders.com)  
[michael.higgins@troutmansanders.com](mailto:michael.higgins@troutmansanders.com)  
[david.benz@troutmansanders.com](mailto:david.benz@troutmansanders.com)  
*Counsel for the Oregon International  
Port of Coos Bay*

November 5, 2008

**CERTIFICATE OF SERVICE**

This is to certify that on this 5th day of November 2008, I caused the foregoing Petition for Clarification in STB Finance Docket No 35160 to be served upon all parties of record in this proceeding

  
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David E Benz