

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
(Northern Division)

NATIONAL RAILROAD PASSENGER *
CORPORATION (AMTRAK) *

PLAINTIFF, *

v. *

Civil No. 1:24-CV-00475-JKB

.028 ACRES MORE OR LESS OF LAND *
LOCATED AT 808 NORTH BRICE *
STREET IN BALTIMORE CITY, *
MARYLAND, ET AL. *

DEFENDANTS. *

* * * * *

**ORDER GRANTING NATIONAL RAILROAD PASSENGER CORPORATION'S
MOTION FOR SUMMARY JUDGMENT AND FOR OTHER RELIEF**

UPON CONSIDERATION of the Motion for Summary Judgment and for Other Relief of National Railroad Passenger Corporation ("Amtrak"), any responses thereto and the applicable law, and after a hearing pursuant to 49 U.S.C. § 24311(b)(3), it is this _____ day of _____, 2024 hereby,

ORDERED that Amtrak's Motion for Summary Judgment be, and hereby is, **GRANTED**; and it is further

ORDERED that Defendants have not timely raised any objection or defense to the condemnation by Amtrak pursuant to Fed. R. Civ. P. 71.1(e)(3); and it is further

ORDERED that the amount of just compensation to be paid by Amtrak in acquisition of 808 North Brice Street, Baltimore, Maryland 21217 shall be \$3,700.00, with said amount having been previously deposited with the Court; and it is further

ORDERED that there are no outstanding charges owed to or by Amtrak pursuant to 49

U.S.C. § 24311(b)(2)(B); and it is further

ORDERED that Defendants Estate of Lena McFadden also known as Lela McFadden, Maryland Automobile Insurance Fund, and Taniece Fields do not have or claim an interest in the Subject Property Interest and are not entitled to compensation in this case; and it is further

ORDERED that Amtrak shall serve a copy of this Order via first-class mail to all non-appearing defendants at their last known address and by posting upon the property with a certificate to be filed with the Court documenting the mailing and posting; and it is further

ORDERED that an award of the amount of just compensation and determining the disposition of outstanding charges between the Defendants shall be made by separate judgment and order of this Court; and it is further

ORDERED that this Order shall not prejudice the rights of any of the remaining Defendants to present evidence on the distribution of the amount of just compensation previously deposited with the Court and share in the award, and the case will remain open for further proceedings regarding the issues of distribution of the award between the remaining Defendants, interest and the disposition of outstanding charges (if any) between the remaining Defendants.

BY THE COURT:

Judge James K. Bredar
United States District Court for the District of Maryland

Cc: All parties and counsel of record.