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Office of Proceedings  
January 8, 2020  
Part of  
Public Record

J. Gregory Pilewicz  
President  
Attis Ethanol Fulton, LLC  
12540 Broadwell Road, Suite 2104  
Milton, GA 30004

January 7, 2020

Ms. Cynthia T. Brown  
Chief of the Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

Re: **Docket No. FD 36347, Bessemer and Lake Erie Railroad Company -  
Acquisition and Operation - Certain Rail Lines of CSX Transportation, Inc. in  
Onondaga, Oswego, Jefferson, Saint Lawrence, and Franklin Counties, N.Y.**

Dear Ms. Brown:

On December 9, 2019 Attis Ethanol Fulton, LLC ("Attis") filed in the above-referenced proceeding Amended and Restated Comments supported by a Verified Statement of Greg Pilewicz, President of Attis (the "Filing"). The Filing requested that certain limited conditions be imposed on the transaction proposed in that proceeding (the "Transaction"). Those conditions related solely to the Fulton Subdivision of the U.S. Massena Lines that Bessemer and Lake Erie Railroad Company ("B&LE") seeks to acquire from CSX Transportation, Inc. ("CSXT").

Attis has now reached a privileged and confidential settlement agreement with B&LE and CSXT that resolves its concerns (the "Agreement"). The Agreement is binding on the parties and does not require approval from the Surface Transportation Board.

Accordingly, Attis withdraws the Filing, no longer seeks for itself or supports other parties' requests for conditions on the Transaction, and supports the Transaction.

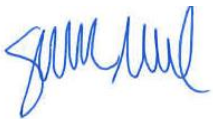
Sincerely yours,

A handwritten signature in blue ink, appearing to read "J. Pilewicz", is written over a faint, circular blue ink stamp.

J. Gregory Pilewicz  
President  
Attis Ethanol Fulton, LLC

## CERTIFICATE OF SERVICE

I certify that I have, on January 8, 2020, served copies of this letter on all parties of record in this proceeding.



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Sarah B. Nural