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April 4, 2022

By E-Filing

Ms. Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

Re: Docket No. FD 36408, *Lee Roy Haynes - Petition for Declaratory Order*

Dear Ms. Brown:

The Estate of Lee Roy Haynes, through its undersigned counsel, hereby files this motion to withdraw the Petition for Declaratory Order filed on behalf of Mr. Lee Roy Haynes on May 22, 2020 in this proceeding. Mr. Haynes' estate and the Union Pacific Railroad Company ("UP") reached a settlement of their underlying state tort lawsuit on or around March 31, 2022, and so the preemption issues presented by the Petition are now moot.

Please do not hesitate to call me if you have any questions. I certify that I have served this letter on all parties on the official service list for Docket No. FD 36408.

Sincerely,

Thomas W. Wilcox

Attorney for the Estate of Lee Roy Haynes