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March 10, 2025

Via Electronic Filing

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

**Re: Acknowledgment of SMS Rail Service, Inc. Motion for Leave to File Sur Reply
by Intervenor Mannington Township, County of Salem, New Jersey,
with respect to Petition for Declaratory Order of Township of Pilesgrove,
County of Salem, New Jersey (In re SMS Rail Services, Inc.)
Docket No.: FD 36770**

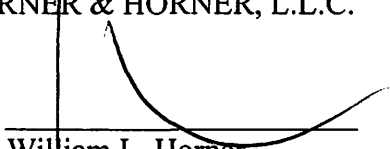
Dear Ms. Brown:

I represent Intervenor Township of Mannington in the above declaratory order proceeding. I am in receipt of the motion filed March 6, 2025, by SMS Rail Service, Inc., for leave to file a sur reply to the recent submissions of the Township of Mannington and the Township of Pilesgrove.

Mannington Township is amenable to the Surface Transportation Board rendering a decision as to the Board's jurisdiction over SMS Rail Services, Inc.'s operations involving repair and refurbishment of intermodal containers owned by Environmental Rail Solutions, Inc., but only if Mannington Township is given sufficient opportunity to file a response to all issues set forth in SMS's proposed sur reply. Accordingly, Mannington Township will respond to SMS's motion within the 20-day period specified in 49 CFR § 1104.13, and reserves all rights to object to SMS's motion and proposed sur reply if the Board is unwilling to accept and consider a filed response by Mannington Township.

Cordially yours,

HORNER & HORNER, L.L.C.

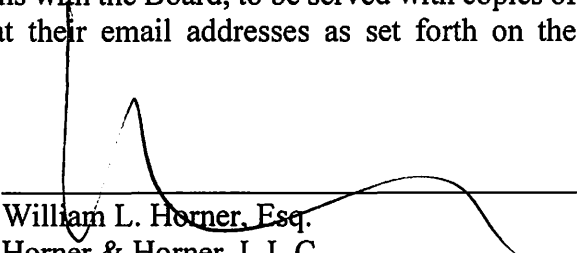
By: 
William L. Horner

WLH:jcc

Cc: All parties shown on attached Service List

CERTIFICATE OF FILING AND SERVICE

I hereby certify that, on March 10, 2025, I am filing the attached letter of acknowledgment using the Surface Transportation Board's online filing portal, and that, pursuant to agreement by the parties, I am causing the attorneys for SMS Rail Service, Inc., the Township of Pilesgrove, and the four interested persons who have filed submissions with the Board, to be served with copies of the attached letter of acknowledgment by email at their email addresses as set forth on the following Service List.



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