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Office of Proceedings
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VIA ELECTRONIC FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1034
Washington, DC 20423-0001

Re: **Docket No. FD 35918**
City of Appleton -- Petition for Declaratory Order

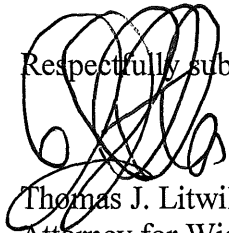
Dear Ms. Brown:

I am in receipt of the letter filing submitted today by the City of Appleton seeking dismissal of the above-captioned proceeding. Wisconsin Central Ltd. concurs in that dismissal request.

We are appreciative of the Board's cooperation and patience as the parties worked to resolve this matter.

Please feel free to contact me if you have any questions regarding this filing. Thank you for your assistance.

Respectfully submitted,



Thomas J. Litwiler
Attorney for Wisconsin Central Ltd.

TJL:tl

cc: James P. Walsh, Esq., City of Appleton
Jeremy M. Berman, Esq., UP