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Office of Proceedings
February 21, 2019
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February 20, 2019

By e-filing

Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20024

Re: Docket No. AB-1270, *Port of Benton County, WA -- Adverse Discontinuance of
Rail Service -- Tri-City Railroad Company, LLC*

Dear Ms. Brown:

This is to notify the Board that in the circumstances, Tri-City Railroad Company, LLC (TCRY) does not oppose the Petition for Waiver under 49 C.F.R. § 1152.24(e) filed on behalf of the Port of Benton, WA (the Port) dated February 6, 2019.

TCRY does not agree with the Port that the e-mail message dated January 31, 2019 that was filed with the Petition for Waiver is "threatening" in any way. Nevertheless, it appears that the alternate means by which the Port served the Notice of Intent is consistent with the spirit of the regulation for which a waiver is sought.

Very truly yours,



Thomas F. McFarland
*Attorney for Tri-City Railroad
Company, LLC*

THOMAS F. MCFARLAND

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