

#EO-433

***SURFACE TRANSPORTATION BOARD***

Washington, DC 20423

**Office of Economics, Environmental Analysis, and Administration**

Herb M. Jones  
Director, Government Affairs  
Cedar American Rail Holdings, Inc.  
DM&E / IC&E Railroads  
140 North Phillips Avenue  
Sioux Falls, SD 57104

January 29, 2007

Re: STB Finance Docket 33407 – Dakota, Minnesota & Eastern  
Railroad, Powder River Basin Expansion Project; Third Party  
Contractor Approval to Ensure Compliance with Programmatic  
Agreement

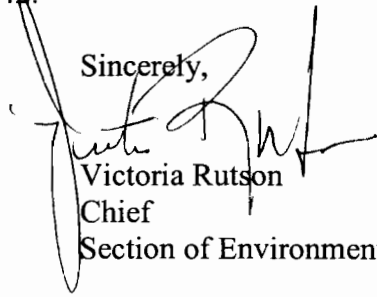
Dear Mr. Jones:

The Surface Transportation Board's Section of Environmental Analysis (SEA) is approving, under 49 CFR 1105.10(d), Louis Berger Group, Inc. (Louis Berger) as the independent third-party consultant for the above cited project. Louis Berger will assist the Board in fulfilling its responsibilities under the Programmatic Agreement executed in the above-captioned proceeding.

Attached is a disclosure statement, which I ask that you forward to Louis Berger to complete and return to us. As previously discussed, SEA will direct, supervise, review, and approve the work done by the independent third-party consultant to ensure the Board's compliance with the Programmatic Agreement executed in this proceeding.

If we can be of further assistance, please contact me at (202) 565-1545 or Catherine Glidden of my staff at (202) 565-1544.

Sincerely,



Victoria Rutson  
Chief

Section of Environmental Analysis

Enclosure

# **SURFACE TRANSPORTATION BOARD**

## **DISCLOSURE STATEMENT**

On behalf of The Louis Berger Group, Inc., I certify that I have no financial or other interests in the outcome of STB Finance Docket 33407, Dakota, Minnesota & Eastern Railroad Corporation Construction into the Powder River Basin.

Signed: \_\_\_\_\_

Date: \_\_\_\_\_