

SURFACE TRANSPORTATION BOARD

Washington, DC 20423

Office of Economics, Environmental Analysis, and Administration

Rick Breer, Director
Taylor County Development Authority
P.O. Box 449
Perry, Florida 32348

September 10, 2009

RE: STB Finance Docket No. 35295, Perry Rail Extension Project - Construction and Operation Exemption - in Taylor and Madison Counties, Florida

Dear Mr. Breer:

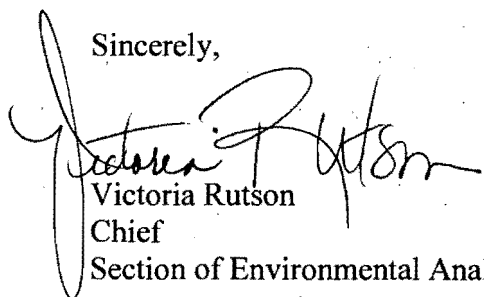
The Surface Transportation Board's Section of Environmental Analysis (SEA) is approving, under 49 CFR 1105.10(d), Golder Associates as the independent third-party consultant for the above cited project. Golder Associates will assist the Board in preparing the appropriate environmental document in connection with OmniTRAX, Inc.'s prospective exemption petition to construct and operate a rail line from Perry to Greenville, Florida.

On August 26, 2009, SEA received a disclosure statement indicating that Golder Associates has no financial interest in the outcome of this proposal. Mr. Jonathan E. Shaw, Senior Consultant and Associate at Golder, signed the disclosure statement. As previously discussed, SEA (and not the rail applicant) is solely responsible for directing and supervising Golder and reviewing, and approving all environmental documents prepared by Golder in this proceeding.

Additionally, we must execute a Memorandum of Understanding (MOU) which outlines the responsibilities of the applicant, the consultant, and SEA. The MOU should be signed by the applicant, forwarded to Golder Associates for signature, and returned to SEA. The purpose of the MOU is to establish an understanding between the applicant, the consultant, and SEA regarding the conditions and procedures each party must follow in preparing all environmental documentation. At your request, we can provide you with a sample MOU.

If we can be of further assistance, please contact Christa Dean of my staff at (202) 245-0299.

Sincerely,

A handwritten signature in black ink, appearing to read "Victoria Rutson", is written over the printed name and title.

Victoria Rutson

Chief

Section of Environmental Analysis

cc: Will Metcalf, OmniTRAX
Teri Gevinson, Ascot Development
Jonathan E. Shaw, Golder Associates