

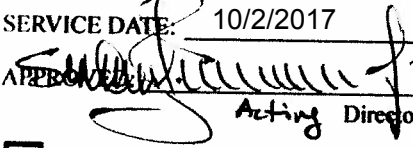
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Office of Proceedings  
September 14, 2017  
Part of  
Public Record

September 14, 2017

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**BY E-FILING**

Ms. Cynthia T. Brown  
Chief of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

|                                                                                                                                  |                                                                                                                  |
|----------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|
| <br><b>GRANTED</b><br>Office of<br>Proceedings | DECISION ID NO.: <u>46052</u>                                                                                    |
|                                                                                                                                  | DECIDED DATE: <u>9-29-17</u>                                                                                     |
|                                                                                                                                  | SERVICE DATE: <u>10/2/2017</u>                                                                                   |
|                                                                                                                                  | APPROVED: <br>Acting Director |

**RE: STB Docket No. AB-55 (Sub-No. 643X), CSX Transportation, Inc.,  
In La Porte, Porter and Starke Counties, IN  
Petition to Reopen Offer of Financial Assistance Proceeding**

**FD 36076, Chesapeake And Indiana Railroad Company  
Petition for Declaratory Relief**

Dear Ms. Brown:

I am writing on behalf of the Chesapeake and Indiana Railroad Company ("CKIN"), the Petitioner in the above-captioned proceedings which are now the subject of a Petition for Reconsideration filed with the Board.

Yesterday CKIN reached a settlement with the Town of North Judson whereby it will continue to operate the rail line which is the subject of this proceeding. Within a few days, CKIN will file a notice of exemption covering its operation of the line pursuant to a new operating agreement that has been negotiated with the Town. Accordingly, CKIN requests that the Board dismiss with prejudice its petition for reconsideration filed in both of the above-referenced dockets.

I am enclosing a certificate indicating service on all parties.

9318473.1/SP/25194/0101/091317

**Strasburger & Price, LLP**

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**Strasburger**  
ATTORNEYS AT LAW

Ms. Cynthia T. Brown  
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Sincerely yours,

A handwritten signature in black ink, appearing to read "John D. Heffner", with a long, sweeping horizontal line extending to the right.

John D. Heffner  
Its counsel

Enclosure

cc: All parties  
Stephen Pennell, Esq.  
Mr. R. Powell Felix

CERTIFICATE OF SERVICE

I, John D. Heffner, hereby certify that a copy of the foregoing "Notice of Withdrawal with Prejudice" was sent by electronic mail to all parties of record in this proceeding.

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Dated: September 14, 2017