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December 29, 1899

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the future
with over a
century
of pride!*

Transportation Communications International Union

Robert A. Scardelletti, *International President*
LEGAL DEPARTMENT
Mitchell M. Kraus, *General Counsel*
Christopher J. Tully, *Assistant General Counsel*

July 22, 2002

VIA OVERNIGHT MAIL

Mr. Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street
Suite 711
Washington, D.C. 20006-1105

ENTERED
Office of Proceedings
JUL 23 2002
Part of
Public Record



RE: **Finance Docket No. 33942 (Sub-No. 1)**
USX Corp.—Control Exemption—Transtar, Inc. (Arbitration Review)

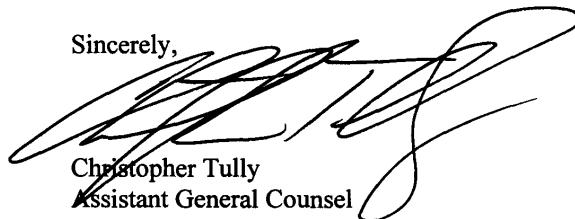
Dear Mr. Williams:

Enclosed for filing are an original and ten copies of the following documents relating to the above-referenced proceeding:

- 1) Transportation•Communications International Union's Petition to Accept as Late-Filed Its Response to the Petition of the National Railway Labor Conference for Leave to Intervene and Submit a Brief in Support of Petitioner Tracks Traffic and Management Services, Inc., and
- 2) Transportation•Communications International Union's Response to the Petition of the National Railway Labor Conference for Leave to Intervene and Submit a Brief in Support of Petitioner Tracks Traffic and Management Services, Inc.

Thank you in advance for your assistance.

Sincerely,



Christopher Tully
Assistant General Counsel

♦ 3 Research Place ♦ Rockville, Maryland 20850-3279 ♦
Phone—301-948-4910 ♦ FAX—301-330-7662 ♦ Website—www.tcunion.org

Mr. Vernon A. Williams, Secretary
July 22, 2002
Page 2

cc: K. Edwards, Esq.
R. Davies, Esq.
J. Moorhead, Esq.

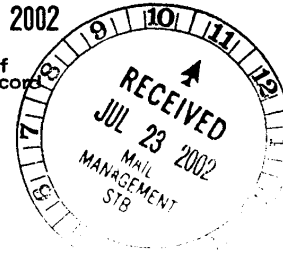
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Office of Proceedings

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JUL 23 2002

SURFACE TRANSPORTATION BOARD Part of Record

Finance Docket No. 33942 (Sub-No. 1)



USX CORPORATION—CONTROL EXEMPTION—TRANSTAR, INC.

**TRANSPORTATION COMMUNICATIONS INTERNATIONAL UNION'S
PETITION TO ACCEPT AS LATE-FILED ITS RESPONSE TO THE PETITION
OF THE NATIONAL RAILWAY LABOR CONFERENCE FOR LEAVE TO
INTERVENE AND SUBMIT A BRIEF IN SUPPORT OF PETITIONER
TRACKS TRAFFIC AND MANAGEMENT SERVICES, INC.**

The Transportation Communications International Union ("TCU") hereby petitions the Surface Transportation Board to accept as late-filed TCU's Response to the Petition of the National Railway Labor Conference for Leave to Intervene and Submit a Brief In Support of Petitioner Tracks Traffic and Management Services, Inc., filed in this matter on June 3, 2002.

Under the Board's procedural rules, TCU's response to NRLC's petition for leave to intervene was due to be filed on Monday, June 24, 2002, or twenty (20) days following the filing of the petition. However, due to a miscommunication between TCU and the Board's legal staff as to TCU's opportunity to respond to the substantive arguments raised in NRLC's brief at that time, TCU did not respond at that time. This miscommunication was corrected in a telephone call between the Board and TCU on Friday, July 12, 2002.

Respectfully submitted,



Mitchell M. Kraus, General Counsel
Christopher Tully, Assistant General Counsel
TRANSPORTATION•COMMUNICATIONS
INTERNATIONAL UNION

3 Research Place
Rockville, Maryland 20850-3279
(301) 948-4910

*Attorneys for Transportation•
Communications International
Union*

Dated: July 22, 2002

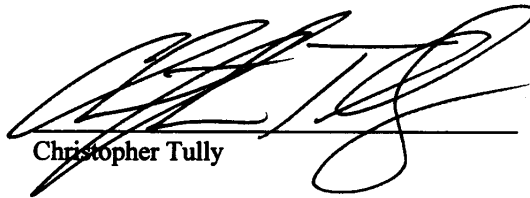
CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Petition to Accept as Late-Filed the TCU's Response to the Petition of the National Railway Labor Conference for Leave to Intervene and Submit a Brief In Support of Petitioner Tracks Traffic and Management Services, Inc., and of TCU's Response to NRLC's Petition, have been served by facsimile and first class mail this 22nd day of July, 2002 upon the following:

Jeffrey S. Berlin, Esq.
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Christopher Tully