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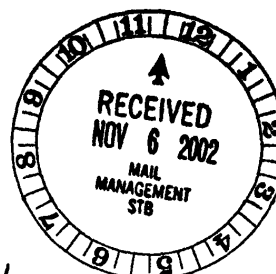
October 30, 2002

Vernon A. Williams, Secretary

Surface Transportation Board

1925 K Street, N.W.

Washington, DC 20423-0001



FD-34271

Re: Emergency Petition of Maumee & Western Railroad Corporation and RMW Ventures, LLC for Declaratory Order - Condemnation of Main Line Tracks By the City of Napoleon, Ohio

Dear Mr. Williams:

The purpose of this letter is to advise the Board that the Emergency Petition for Declaratory Order submitted on October 16, 2002 was filed in error. The parties have been successful in negotiating various arrangements which may allow the parties to resolve the issues presented in that Petition. The Petition was inadvertently released for filing and we respectfully request that the Board dismiss the Petition and return the filing fee to the undersigned.

Respectfully submitted,

RICHARD R. WILSON, P.C.

Richard R. Wilson

RRW/klh

xc: Maumee & Western RR
David M. Grahn, Esq.

ENTERED
Office of Proceedings

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