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WILLIAM H. SORRELL
ATTORNEY GENERAL

J. WALLACE MALLEY, JR.
DEPUTY ATTORNEY GENERAL

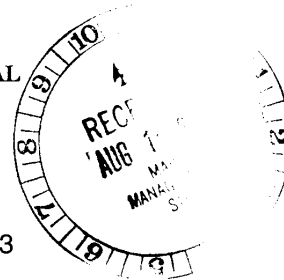
WILLIAM E. GRIFFIN
CHIEF ASST. ATTORNEY GENERAL



TEL.: (802) 828-3171
FAX: (802) 828-2154
TTY: (802) 828-3665
CIVIL RIGHTS: (802) 828-3657

<http://www.state.vt.us/atg>

STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER
05609-1001



August 11, 2003

Secretary
Surface Transportation Board
Washington, DC 20423

Re: Finance Docket No. 34364
Vermont Railway, Inc.

Dear Secretary:

Enclosed a Notice of Unavailability for filing in the above matter.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Jeanne Elias".

Jeanne Elias
Assistant Attorney General

Enclosure
cc: Service List

BEFORE THE
SURFACE TRANSPORTATION BOARD

FINANCE DOCKET NO. 34364

VERMONT RAILWAY, INC. -
PETITION FOR DECLARATORY ORDER



NOTICE OF UNAVAILABILITY

Please be advised that undersigned counsel for the State of Vermont will be unavailable during the following time periods and respectfully requests the Court and counsel to take this into consideration when scheduling hearings or filing of pleadings in this cause.

September 12-19, 2003
October 1-8, 2003
November 10-14, 2003

Dated : August 11, 2003 at Montpelier, Vermont.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

by:



Jeanne Elias
Assistant Attorney General

CERTIFICATE OF SERVICE

I certify that copies of the foregoing Notice of Unavailability have, this 11th day of August, 2003, been served by first-class mail, postage prepaid, on the following persons:

Andrew P. Goldstein
McCarthy, Sweeney & Harkaway, P.C.
Suite 600
2175 K Street, NW
Washington, DC 20037

Eric R. Benson
P.O. Box 65238
Champlain Station
Burlington, VT 05406

Robert B. Luce
Downs Rachlin & Martin
Courthouse Square
199 Main Street
P.O. Box 190
Burlington, VT 05402-0190

William Burke, Coordinator
District 1 Environmental Commission
440 Asa Bloomer State Office Bldg.
Rutland, VT 05701-5903

Patricia Moulton Powden, Chair
Vermont Environmental Board
National Life Records Center Building
Drawer 20
Montpelier, VT 05620-3201

Michael Pologruto
Technical Services
Vermont Agency of Transportation
133 State Street
Montpelier, VT 05633

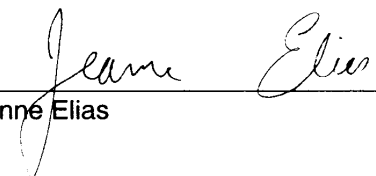
Melissa Whitmore, Chair
Wallingford Planning Commission
P.O. Box 327
Wallingford, VT 05773

Elizabeth Lord, Esq.
Agency of Natural Resources
103 South Main Street, Ctr. Building
Waterbury, VT 05671-0301

Bill Lohsen, Chairman
Town of Wallingford Selectboard
P.O. Box 327
Wallingford, VT 05773

Rutland Regional Planning Commission
The Opera House
67 Merchants Row
P.O. Box 965
Rutland, VT 05702

Alan B. George
Keyser Crowley, P.C.
29 S. Main Street
Rutland, VT 05701-5048



Jeanne Elias