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February 5, 2004

**BY HAND AND FACSIMILE**

Vernon A. Williams  
Secretary  
Surface Transportation Board  
1925 K Street, N.W.  
Washington, D.C. 20423-0001

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Office of Proceedings  
FEB - 5 2004  
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Public Record

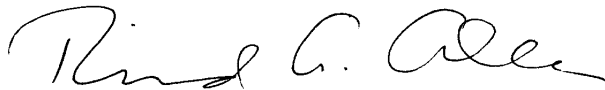


**Re: DHX, Inc. v. Matson Navigation Company, Inc. and Sea-Land Service, Inc., Docket No. WCC-105**

Dear Secretary Williams:

I am writing to request that the Board not place on its website or include in the public docket of this case two documents filed by DHX on February 3, 2004. As I have advised counsel for DHX, these documents improperly include statements based on information that defendant Matson Navigation company had designated as Highly Confidential. These are the "Public" versions of Volumes 1 and 3 of DHX's Rebuttal Statements. I have identified these statements to counsel for DHX and have insisted that he retrieve the improperly redacted documents from the Board and all other parties and re-file and re-serve properly redacted versions of these documents.

Sincerely,

  
Richard A. Allen

cc: (w/encl.)  
Rick A. Rude, Esq.  
C. Jonathan Benner, Esq.