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ENTERED
Office of Proceedings

MAY 10 2004

Part of
Public Record

April 28, 2004

Paul D. Angenend



Via Facsimile and First Class Mail

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW
Washington, DC 20423

210826

NO. 42082

Re: Martin Gas Sales, Inc. — Petition for Declaratory Order — Certain Rates
and Practices of Union Pacific Railroad Company

Dear Secretary Williams:

By Decision dated November 10, 2003 the Board directed the captioned matter to be handled under the modified procedure, with Martin Gas Sales, Inc. ("Martin") Opening Statement due, after three extensions, on April 28, 2004.

On behalf of Martin, this is to respectfully request a two-week extension of the filing date for the Opening Statement to May 12, 2004. The extension hereby requested is necessitated by the fact that the parties have reached a settlement in principle, and are in the process of circulating settlement documents for signature by the parties.

I have been authorized by counsel for UP, Mary Ann Kilgore, to state that UP does not oppose the requested extension.

Ten copies accompany the original of this requested extension. All parties of record are being served. An extra copy of this letter is enclosed for your file-stamp and return in the enclosed self-addressed, stamped envelope.

Sincerely yours,

Paul D. Angenend

PDA/mdm

c: Charles Clark

CERTIFICATE OF SERVICE

I hereby certify this 28th day of April 2004 that a copy of the foregoing extension request has been served via facsimile on Mary Ann Kilgore, General Attorney, Law Department, Union Pacific Railroad Company, 1416 Dodge Street, Room 830, Omaha, NE 68179-0001, facsimile 402-271-5625.



Paul D. Angenend