

ORIGINAL

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Public Record

Vernon A. Williams
Secretary
Surface Transportation Board
Washington DC 20423

Re: F.D. No. 34502
American Orient Express Company

Dear Mr. Williams:

This letter is responsive to the letter filed May 26, 2004, by V.M. Speakman, Jr., from the U.S. Railroad Retirement Board, wherein it is stated that the petition for declaratory order, filed April 30, 2004, included as Exhibits all evidence presented to the Examiner, including, the statement of facts not in dispute from the Examiner's report as well as the transcript of the hearing conducted by the Examiner.

The petition for declaratory order, filed April 30, 2004, was examined prior to submission of the Notice of Intent to Participate, filed May 20, 2004. The petition on file does not include the exhibits received by the RRB examiner, with perhaps the exception of Exhibit 46.

Very truly yours,

Attorney for John D. Fitzgerald

cc: V.M. Speakman
R. Bergen