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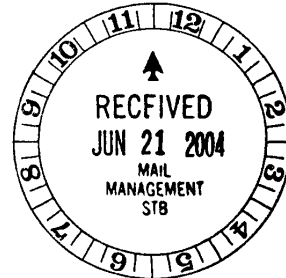
June 16, 2004

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW (7th fl.)
Washington, DC 20423-0001

ENTERED
Office of Proceedings

JUN 21 2004

Part of
Public Record



211378

Dear Secretary Williams:

This refers to STB Finance Docket No. 34415, Ohio Department of Transportation-Petition for Declaratory Order-Status of Track at Findlay, Hancock County, OH, and to the Decision, served April 7, 2004.

The Ohio Department of Transportation and Norfolk Southern Railway Company are pleased to report further progress in their negotiations looking toward the settlement of their dispute, which may render it unnecessary for the Board to reach a decision in this proceeding.

Accordingly, on behalf of the two parties, I respectfully ask that the proceeding be held in abeyance for an additional ninety two days, until September 30, 2004.

Ten copies of this letter are enclosed to permit your circulation of it. An additional copy is enclosed for you to stamp to acknowledge your receipt of it and to return to me via the enclosed stamped and self-addressed envelope.

Service upon all parties of record has been effected by facsimile transmitting copies of this letter to their counsel.

Sincerely yours,



Fritz R. Kahn

enc.

cc: Roger L. Miller, Esq. (419) 423-1868
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