

July 9, 2004

BY HAND DELIVERY

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW
Washington, DC 20423-0001

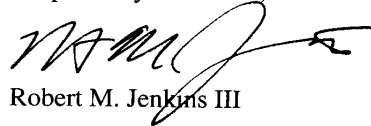
Re: STB Finance Docket No. 34514
Raritan Central Railway, L.L.C. -- Operation
Exemption -- Heller Industrial Parks, Inc.

Dear Secretary Williams:

On July 7, 2004, Consolidated Rail Corporation, CSX Transportation, Inc., and Norfolk Southern Railway Company (collectively, "Petitioners") filed a Petition to Revoke Exemption in the above-captioned proceeding. In lieu of the procedure provided in 49 C.F.R. § 1121.2 for discovery requests to be filed at the same time as a petition to revoke and a supplemental petition filed 45 days thereafter, Petitioners proposed a schedule that would afford more time for seeking discovery (i.e., until July 22, 2004), but that would permit Petitioners to file an opening statement of facts and argument informed by discovery in much less than 45 days (i.e., by August 6, 2004). Petition to Revoke Exemption at 11.

Since the Board has not had an opportunity to rule on Petitioner's proposed schedule, we are enclosing for filing pursuant to 49 C.F.R. § 1121.2 Petitioners' First Set of Document Requests to Raritan Center Railway, L.L.C. ("Raritan") concerning the Petition to Revoke Exemption. Insofar as § 1121.2 may be read as requiring the filing of discovery and the filing of a petition to revoke on the same day, we request a waiver of that rule pursuant to §§ 1100.3 and 1110.9. Since § 1121.2 provides a 30-day period for the completion of discovery, there is no prejudice to Raritan.

Respectfully submitted,

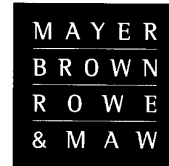

Robert M. Jenkins III

RMJ/bs

Enclosures



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Vernon A. Williams

June 18, 2004

Page 2

cc: John D. Heffner
Jonathan M. Broder
John V. Edwards
Paul R. Hitchcock

BEFORE THE
SURFACE TRANSPORTATION BOARD



STB FINANCE DOCKET NO. 34514

RARITAN CENTRAL RAILWAY, L.L.C.
-- OPERATION EXEMPTION --
HELLER INDUSTRIAL PARKS, INC.

**PETITIONERS' FIRST SET OF
DOCUMENT REQUESTS**

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Public Record

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Attorneys for Consolidated Rail Corporation

Dated: July 9, 2004

BEFORE THE
SURFACE TRANSPORTATION BOARD

STB FINANCE DOCKET NO. 34514

RARITAN CENTRAL RAILWAY, L.L.C.
-- OPERATION EXEMPTION --
HELLER INDUSTRIAL PARKS, INC.

**PETITIONERS' FIRST SET OF
DOCUMENT REQUESTS**

Pursuant to 49 C.F.R. §§ 1121.2 and 1114.30, Consolidated Rail Corporation ("Conrail"), CSX Transportation, Inc. ("CSXT"), and Norfolk Southern Railway Company ("NS") submit their first document requests to Raritan Central Railway, L.L.C. ("Raritan") in connection with the Petition to Revoke Exemption filed July 7, 2004, in the above-captioned proceeding. Counsel for Raritan should contact the undersigned promptly to discuss any objections or questions regarding these requests with a view to resolving any disputes or issues of interpretation informally and expeditiously.

Conrail, CSXT, and NS (collectively "Petitioners") request that Raritan respond to the following Document Requests in compliance with 49 C.F.R. Part 1114 and in accordance with the following Definitions and Instructions. The responses to these document requests should be served on Petitioners through their undersigned attorneys at the addresses below, by July 26, 2004.

DEFINITIONS AND INSTRUCTIONS

1. "Conrail" means Consolidated Rail Corporation.

2. "CSXT" means CSX Transportation, Inc.
3. "NS" means Norfolk Southern Railway Company.
4. "Raritan" means Raritan Central Railway, L.L.C., and any departments, subsidiaries, affiliates, or related companies, its present and former employees, agents, officers, directors, advisors, consultants, divisions, and all other persons or entities acting on its behalf.
5. "Heller Parks" means Heller Industrial Parks, Inc., and any departments, subsidiaries, affiliates, or related companies, its present and former employees, agents, officers, directors, advisors, consultants, divisions, and all other persons or entities acting on its behalf.
6. "Heller Park" means the Heller Industrial Park that is the subject of Raritan's Verified Notice of Exemption filed June 15, 2004, in the above-captioned proceeding.
7. "Document(s)" is used in the broadest sense and shall mean any written, printed, typed, recorded or graphic matter whatsoever, however produced or reproduced, of every kind, nature, and description, and all non-identical copies, including all pleadings, motions, responses to discovery, administrative filings, papers, books, records, letters, photographs, tangible things, accounts, correspondence, communications, telegrams, e-mails, cables, telex messages, memoranda, notes, data annotations, working papers, drafts, minutes, resolutions, all transcripts and other mechanical, magnetic, and electronic recordings of any kind, including audio and video recordings, and any other data compilations from which information can be obtained, translated if necessary through detection devices into reasonably useable form, and any other documents as defined by Fed. R. Civ. P. 34.
8. "Relating to" means containing, constituting, discussing, describing, identifying, referring to, supporting, explaining, contradicting, and/or in any way pertaining to the subject specified.

9. The singular shall include the plural and vice versa, and the conjunctive shall include the disjunctive and vice versa in order to give these document requests the broadest scope.

10. These document requests include all documents within Raritan's custody, possession, or control, or within the custody, possession, or control of any of Raritan's consultants, accountants, attorneys, or other agents, or which are otherwise available to Raritan.

11. These requests are continuing in nature and Raritan is requested to supplement its responses as additional material becomes available.

12. Any document responsive to these requests which, nonetheless, is not produced by reason of a claim of privilege, work product, or for any other reason shall be identified by: (a) date; (b) author(s); (c) recipient(s); (d) general subject matter; (e) the number of pages; (f) identify of persons to whom the contents of the document have already been revealed; (g) the identify of the person or entity now in possession or control of the document or copies thereof; (h) the basis upon which it is being withheld and (i) all other information sufficient to evaluate a claim of privilege or to identify any withheld document. Such identification may be made in a separate "privilege log" which identifies all such documents as described above.

DOCUMENT REQUESTS

1. Please produce all agreements between Heller Parks and Raritan concerning Raritan's proposed operations in or around Heller Park and all correspondence, notes, e-mails, memoranda, maps, and other documents concerning, referring, or relating to any such agreement.

2. Please produce all agreements, correspondence, notes, e-mails, memoranda, maps, and other documents concerning, referring, or relating to Raritan's proposed operations at individual shipper, receiver, or warehouse facilities in or around Heller Park.

3. Please produce all agreements, correspondence, notes, e-mails, memoranda, maps, and other documents concerning, referring, or relating to the consignors, consignees, obligors, or obligees for rail transportation services in or around Heller Park.

4. Please produce all agreements, correspondence, notes, e-mails, memoranda, maps, and other documents concerning, referring or relating to Conrail, CSXT, or NS operations in or around Heller Park.

Respectfully submitted,

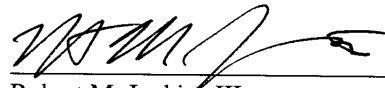
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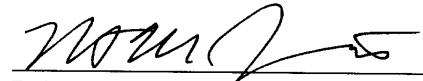
Attorneys for Consolidated Rail Corporation

Dated: July 9, 2004

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing "Petitioners' First Set of Document Requests" has been served this 9th day of July 2004, by hand upon:

John D. Heffner, Esq.
John D. Heffner, PLLC
1920 N Street, NW
Suite 800
Washington, DC 20036


Robert M. Jenkins III