



**U.S. Department of
Transportation**
Office of the Secretary
of Transportation

General Counsel

**400 Seventh St., S.W.
Washington, D.C. 20590**

July 9, 2004

Vernon A. Williams, Secretary
Surface Transportation Board
Suite 700
1925 K Street, N.W.
Washington, D.C. 20423-0001

Re: Ex Parte No. 646

Dear Secretary Williams:

Pursuant to the Notice served June 29, please accept this as notice that the United States Department of Transportation intends to participate in the above-referenced proceeding. The undersigned will appear on behalf of the Department at the public hearing on July 21, and requests five minutes' time.

Sincerely,

A handwritten signature in cursive script, reading "Paul Samuel Smith".

Paul Samuel Smith
Senior Trial Attorney
U.S. Department of Transportation
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