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

Mayer, Brown, Rowe & Maw LLP
1909 K Street, N.W.
Washington, D.C. 20006-1101

Main Tel (202) 263-3000
Main Fax (202) 263-3300
www.mayerbrownrowe.com

Robert M. Jenkins III
Direct Tel (202) 263-3261
Direct Fax (202) 263-5261
rmjenkins@mayerbrown.com

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

211682

Dear Secretary Williams:

On July 7, 2004, Consolidated Rail Corporation, Norfolk Southern Railway Company, and CSX Transportation, Inc. (collectively, "Petitioners") filed a Petition to Revoke Exemption in the above-captioned proceeding. Petitioners there proposed a schedule for discovery and filings different from the schedule provided in the Board's Rules at 49 C.F.R. §§ 1121.2 and 1121.3(c). (Petition at 11.) On July 9, Petitioners filed their First Document Requests on Raritan. Raritan Central Railway, L.L.C., filed its Reply on July 27, 2004, opposing Petitioners' Petition to Revoke and making no comment on Petitioners' proposed procedural schedule. On July 28, Raritan began its document production.

The purpose of this letter is to advise the Board that Petitioners are withdrawing their proposed schedule. Further, in light of the response Petitioners have encountered to their discovery thus far, Petitioners may return to the Board to seek an extension of the otherwise applicable discovery deadline under 49 C.F.R. § 1121.2.

Respectfully submitted,

Robert M. Jenkins III

RMJ/bs

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