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August 17, 2004
BY HAND-DELIVERY



Surface Transportation Board
Office of the Secretary
Case Control Unit
1925 K Street, NW
Washington, DC 20423-0001

ENTERED
Office of Proceedings

AUG 17 2004

FILED

Re: CN/GTW Application for Control of DM&IR/B&LE/P&C Dock
(STB Finance Docket No. 34424)

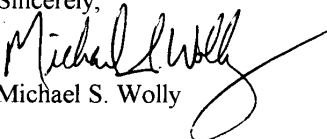
Dear Mr. Williams:

On July 21, 2004, the National Conference of Firemen & Oilers filed a Motion for an Order directing Canadian National Railway Company ("CN") to show cause why it should not be sanctioned for misrepresenting to the Board material facts regarding the impact of its proposed transaction on employees represented by NCFO. On August 10, 2004, CN advised the Board that it was in discussions with NCFO that could lead to a settlement resolving the issues raised in NCFO's Motion and sought an extension of time in which to respond to the Motion as a result. NCFO did not oppose that request, which the Board granted on August 11, 2004.

This is to advise the Board that the discussions between the parties have resolved the issues that led to the filing of NCFO's Motion and that, consequently, NCFO hereby withdraws its Motion.

Thank you.

Sincerely,


Michael S. Wolly

cc: All counsel of record