

WEINER BRODSKY SIDMAN KIDER PC

212 100
1300 19TH STREET, NW
FIFTH FLOOR
WASHINGTON, DC 20036-1609
TEL 202 628 2000
FAX 202 628 2011

September 29, 2004

BY HAND

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



Re: STB Finance Docket No. 34563, Buffalo & Pittsburgh Railroad, Inc. – Lease and
Operation Exemption – South Buffalo Railway Company

Dear Secretary Williams:

In connection with the labor notice requirements at 49 C.F.R. § 1150.42(e), please find enclosed for filing in the above-referenced docket number: (i) 11 copies of the Notice to Employees; (ii) an original and 10 copies of the Certificate of Service; and (iii) an original and 10 copies of the Certification of Posting.

A Verified Notice of Exemption in this matter will be filed at a later date.

Please acknowledge receipt of this filing by date-stamping the enclosed acknowledgment copy and returning it to our messenger.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Troy W. Garriss'.

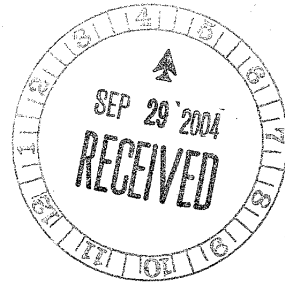
Troy W. Garriss

Enclosures

ENTERED
Office of Proceedings

SEP 30 2004

Part of
Public Record



NOTICE TO EMPLOYEES

Buffalo & Pittsburgh Railroad, Inc. ("BPRR"), a class II rail carrier, will file a Verified Notice of Exemption to lease from its class III affiliate, South Buffalo Railway Company ("SB"), and operate, all of SB's interest in that rail line extending from approximately milepost 0.0 to approximately milepost 2.0, all of which is located in Buffalo, New York, and which constitutes all of SB's property within that city ("Subject Line").

BPRR does not anticipate hiring any personnel in connection with this transaction.

It is anticipated that a Notice of Exemption to authorize the transaction will be filed with the Surface Transportation Board in this matter on or after October 1, 2004. The transaction will occur no sooner than 60 days after this notice is posted.

CERTIFICATION

I hereby certify that on September 29, 2004, pursuant to the labor notice requirements at 49 C.F.R. § 1150.42(e), copies of the foregoing Notice to Employees were posted at the following locations:

Station D
Buffalo, NY

Station J
Buffalo, NY

Roundhouse
Buffalo, NY



Terry Augustine
Superintendent
Buffalo & Pittsburgh Railroad, Inc.

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

**BUFFALO & PITTSBURGH RAILROAD, INC.
- LEASE AND OPERATION EXEMPTION -
SOUTH BUFFALO RAILWAY COMPANY**



STB FINANCE DOCKET NO. 34563

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2004, in connection with the labor notice requirements at 49 C.F.R. § 1150.42(e), the attached Notice to Employees has been served by first-class mail, postage prepaid, on:

Brotherhood of Locomotive Engineers & Trainmen
1370 Ontario Street
Cleveland, OH 44113

Brotherhood of Railway Carmen
Transportation Communications Union
3 Research Place
Rockville, MD 20850

United Steelworkers of America
Five Gateway Center
Pittsburgh, PA 15222

United Transportation Union
14600 Detroit Avenue
Cleveland, OH 44107


Troy W. Garis

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