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February 9, 2005

ENTERED
Office of Proceedings

FEB - 9 2005

Part of
Public Record

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 "K" Street, N.W.
7th Floor Reception Desk
Washington, D.C. 20423

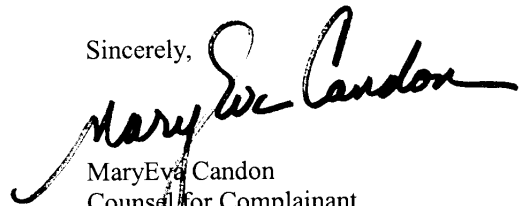
**Re: Government of the Territory of Guam v. Sea-Land Service, Inc.,
American President Lines, LTD, and Matson Navigation Company, Inc.,
STB Docket No. WCC - 101**

Dear Secretary Williams:

Enclosed for filing please find an original and eleven (11) copies of a "Response to the Motion for Reconsideration of Procedural Order or, Alternatively, Motion Seeking Immediate Issuance of Order to Show Cause Why This Proceeding Should Not be Dismissed," in the above referenced proceeding. Please acknowledge receipt and filing of the enclosed material by date-stamping the eleventh copy of this letter and returning it to the individual making this filing for return to me.

If there are questions, I may be reached at 202-222-0555.

Sincerely,



MaryEva Candon
Counsel for Complainant
Government of the Territory of Guam

BEFORE THE
SURFACE TRANSPORTATION BOARD

STB Docket No. WCC-101

GOVERNMENT OF THE TERRITORY OF GUAM
v.
SEA-LAND SERVICE, INC., AND
MATSON NAVIGATION COMPANY, INC.

**RESPONSE TO THE MOTION FOR RECONSIDERATION
OF THE PROCEDURAL ORDER OR, ALTERNATIVELY,
MOTION SEEKING IMMEDIATE ISSUANCE OF ORDER TO SHOW CAUSE
WHY THIS PROCEEDING SHOULD NOT BE DISMISSED**

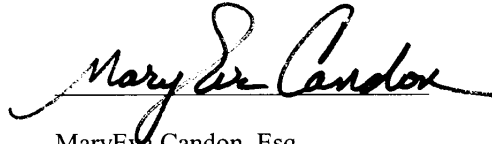
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Counsel for Complainant
Government of the Territory
of Guam

February 9, 2005

Complainant, Government of Guam, herewith requests that the Surface Transportation Board continue to hold the oral argument for WCC-101 in abeyance for a reasonable period of time. Government of Guam is in the process of selecting additional counsel for its legal team in this case, and requires more time to complete this important process. On December 15, 2004, Government of Guam sent out "Request for Proposals OAG-RFP-011-04 for Legal Services To Litigate Maritime Freight Rate Cases", and has received excellent responses from well-qualified law firms. Government of Guam seeks the best legal team to represent Government of Guam and the people, shippers and consignees of Guam that are being represented in this complaint. Complainant suggests that a three-month abeyance, until May 10, 2005, is a reasonable period of time. During this time, Complainant's Counsel will continue to work with the various components in the Government of Guam who must agree on Government of Guam's legal team and legal positions.

Respectfully submitted,

A handwritten signature in black ink, reading "Mary Eva Candon". The signature is fluid and cursive, with a horizontal line drawn underneath the name.

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Counsel for Complainant
Government of The Territory of Guam

Dated: February 9, 2005

CERTIFICATE OF SERVICE

I hereby certify that I have, this 9th day of February, 2005, caused a copy of the foregoing
“Response to the Motion for Reconsideration of Procedural Order or, Alternatively, Motion
Seeking Immediate Issuance of Order to Show Cause Why This Proceeding Should Not be
Dismissed” document to be served upon the chief legal officers as follows:

C. Jonathan Benner
Leonard L. Fleisig
Troutman Sanders LLP
401 – 9th St., NW
Suite 1000
Washington, D.C. 20004

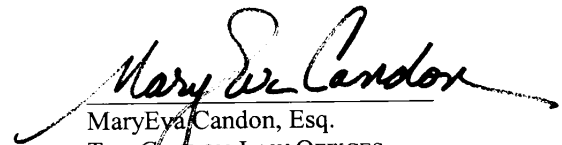
By Courier

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