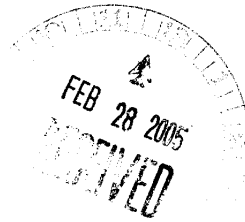


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February 18, 2005

The Honorable Vernon A. Williams
Secretary, Surface Transportation Board
Mercury Building, Room 700
1925 K Street, N.W.
Washington, D.C. 20423

**Re: New England Transrail, LLC. , d/b/a Wilmington &
Woburn Terminal Railway-Petition for Exemption From 49
U.S.C.§10901 to Construct and Operate as a Rail Carrier on
Lands Acquired From Olin Corporation
FD NO. 34391**

Honorable Sir:

I am the attorney for New England Transrail (NET). I have just received a petition filed by the National Solid Waste Management Association (NSWMA) which seeks a declaratory order that NET's facility is not within the jurisdiction of the Board or in the alternative to revoke the exemption. This Petition is filed one day after all filings were due on the Petition filed by the Town of Wilmington seeking to remand the matter to the Section of Environmental Analysis or to revoke. Further, the Commonwealth of Massachusetts, Executive Office of Environmental Affairs has indicated that it wished to respond to Wilmington's Petition but no such filing has been received. Thus, it would appear that the opponents of this project will be filing petitions seriatim in a concerted effort to block a final decision on the initial captioned petition.

I request that the Board set a short deadline for all papers anyone seeks to file in support of the NSWMA and that all parties seeking to be heard be restricted to the single deadline. I note that the construction season will be upon us soon and that an extended

delay will injure NET by denying it the ability to commence operations.

I certify that I have mailed a copy of this letter to the entities listed below on this 18th day of February, 2005.

Thank you for your consideration of this request.

Very truly yours,

John F. McHugh

cc: Deutch Williams
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