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May 2, 2005

David M. Konschnik, Esq.
The Surface Transportation Board
1925 "K" Street, NW
Washington, DC 20423-0001

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Office of Proceedings

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Public Record

Re: STB Docket No. WCC-101

Dear Mr. Konschnik:

Ms. Candon's letter of 21 April 2005 in the above-captioned case reinforces our observation that the plaintiff, Government of the Territory of Guam ("GovGuam"), did not respond to your letter of 8 April 2005 and did not appear at the 20 April status conference.

Horizon Lines views GovGuam's conduct over the past year as an abuse of the processes of the Board and as wantonly destructive of the interests of defendant carriers. The Board has been lavishly indulgent of this behavior. Both defendants have urged dismissal. Motions urging this disposition have been pending for some time.

Yours very truly,



C. Jonathan Benner

Cc: All Parties of Record
Vernon A. Williams
Secretary, Surface Transportation Board

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