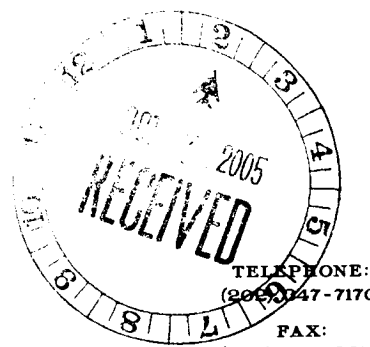


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October 7, 2005

BY HAND DELIVERY

Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W., Room 711
Washington, D.C. 20423

ENTERED
Office of Proceedings

OCT 7 2005

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Re: Ex Parte No. 658, The 25th Anniversary of the
Staggers Rail Act of 1980: A Review and Look Ahead

Dear Secretary Williams:

Pursuant to the Notice of Public Hearing served on September 14, 2005, the Concerned Captive Coal Shippers hereby advise the Board that they intend to participate in the above-referenced proceeding. The Concerned Captive Coal Shippers request five minutes to speak at the hearing regarding the areas in which goals and hoped-for benefits of the Staggers Rail Act of 1980 of significance to captive rail shippers have been or are being achieved and the areas in which they have not or are not being achieved. The undersigned will appear on behalf of the Concerned Captive Coal Shippers at the October 19th hearing.

Sincerely,

C. Michael Loftus
An Attorney for the Concerned Captive
Coal Shippers