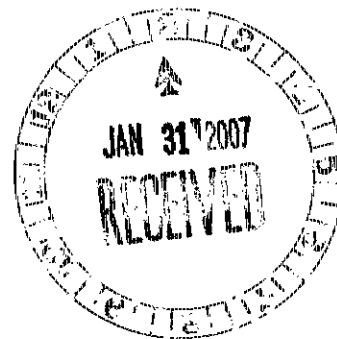




John K. Fiorilla
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January 31, 2007



Via Fax and Regular Mail

Mr. Vernon A. Williams
Office of the Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

Re: G. David Crane- Continuation of Control Exemption / Finance Docket No. FD-34987
Our File No. 0256-20049

Dear Mr. Williams:

218557

This firm represents G. David Crane who owns and controls Ashland Railway, Inc. (ASRY), a Class II carrier operating in Ohio with rights to operate in New Jersey. Mr. Crane is also the owner of Ashland Railroad, Inc. (ASRR), a non-carrier which has filed to become a Class III carrier in New Jersey Finance Docket FD-34986.

On January 30th, we filed the Continuation of Control Exemption noted in the above caption new control of ASRR. In reviewing the filing, we noted that since Ashland Railway, Inc. is now a Class II carrier and the new carrier Ashland Railroad, Inc. will be a Class III carrier, that the section to be referred to for labor protection should refer to 49 U.S.C. § 11326 (b) which applies. It should also be noted that no employees of Ashland Railway, Inc. will be effected by the creation of Ashland Railroad, Inc. or by Mr. Crane's continuation of control of both carriers.

Per the rules of the STB, we submit this letter with ten copies for filing in this matter.

Also enclosed are two additional copies to be stamped filed and returned to me in the self-addressed stamped envelope enclosed.

Thank you for your continued time and attention.

Sincerely,
CAPEHART & SCATCHARD, P.A.

John K. Fiorilla

ENTERED
Office of Proceedings

JAN 31 2007

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Public Record

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JKF/ajd

Enclosure

cc: Mr. G. David Crane