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Robert T. Opal
General Commerce and FRA Counsel

January 11, 2008

Via E-Filing

The Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, N W
Washington, D.C. 20024

Re: Finance Docket No. 35091; Pacific Unified Railroad Corporation -- Operation Exemption -- Kaiser Eagle Mountain Railroad

Dear Ms. Quinlan

We have been made aware of a January 8, 2008 letter filed on behalf of Pacific Unified Railroad Corporation, but not served on UP, which claims, among other things, that UP submitted "false and misleading information" to the Board in UP's December 13, 2007 filing.

We do not intend to dignify this charge with an extended reply. The information we provided to the Board in our December 13th filing was accurate and well supported. In fact, much of the information in the filing was derived from law enforcement authorities or from materials PURC itself had created. These included letters PURC sent to state certification authorities, statements in filings PURC made with the Board and information PURC published on its own website.

Further, in spite of PURC's over heated rhetoric, the only specific inaccuracy it alleges is that PURC and the PURC security force are supposedly two "sister" companies rather than the same company, and that PURC itself is not seeking police status. But that's not what PURC has been saying to state certification authorities. As can be seen from the PURC correspondence attached as Exhibits 4 and 5 to UP's prior filing, PURC has been representing its security personnel as PURC personnel, not as the personnel of a "sister company". And, even if they are separate, "sister" companies, it is completely irrelevant. The "security service" has unquestionably been seeking railroad police status based on PURC's supposed status as a railroad. PURC is simply playing games with the Board.

PURC's threat to file a frivolous lawsuit against UP is, of course, not relevant to this proceeding.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert T. Opal".

Robert T. Opal
General Commerce and FRA Counsel

cc: Persons shown on Certificate of Service

CERTIFICATE OF SERVICE

I certify that I have this day served a copy of the foregoing document upon
the following:

Gerald Lee
Pacific Unified Railroad Corporation
3200 West End Avenue
Suite 500
Nashville, TN 37203
(via UPS Overnight)

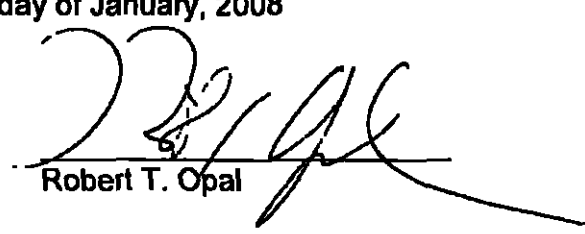
Terry L. Cook, Esq.
General Counsel
Kaiser Ventures, LLC
3633 E. Inland Empire Blvd
Suite 480
Ontario, CA 91764
(via E-mail)

D. J. Gribbin, Esq.,
U.S. Department of Transportation
1200 New Jersey Avenue, S.E.
Washington, D C. 20590
(via First Class Mail)

Gary D. Manini,
Senior Consultant
Commission on POST
1601 Alhambra Boulevard
Sacramento, CA 95816-7083
(via First Class Mail)

Lizabeth Hale, Esq
Staff Attorney
State of Tennessee
Department of Public Safety
1150 Foster Avenue
Nashville, TN 372-1000
(via First Class Mail)

Dated at Omaha, Nebraska this 11th day of January, 2008


Robert T. Opal