



Mack H. Shumate, Jr.
Senior General Attorney, Law Department

January 24, 2008

E-Filing

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
395 E Street, S.W., Room 1149
Washington, D.C. 20423-0001

**NOTICE OF EXPECTED WITHDRAWAL OF PETITION FOR
ADVERSE ABANDONMENT IN LIEU OF LATE FILED REQUEST
FOR FILING PROTESTS AND WRITTEN COMMENTS**

**RE: Docket No. AB-838, East St. Louis Junction Railroad Company – Adverse
Abandonment – In St. Clair County, IL**

**Docket No. AB-33 (Sub-No. 199), Union Pacific Railroad Company – Adverse
Discontinuance – In St. Clair County, IL**

Dear Mr. Williams:

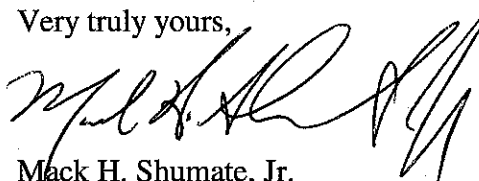
By decisions served October 1, 2003, November 5, 2003, December 23, 2003, March 2, 2004, May 13, 2004, July 15, 2004, September 30, 2004, January 24, 2005, July 20, 2005, April 6, 2006 and June 6, 2007, the Board granted extensions of the due date for filing protests and written comments in the above proceedings to facilitate negotiations by UP, applicant Illinois Department of Transportation ("IDOT") and other railroads involved in the Illinois Route 3 project.

In the most recent decision served on June 6, 2007 the Board acknowledged the numerous extensions requested by the parties in this matter but also pointed out that extending the matter to February of 2008 was not yet justified based on the current record and that further extensions would not be granted unless compelling evidence showed that the parties had made serious efforts to resolve the remaining differences.

After discussing the status of this matter with attorney Fritz Kahn, counsel for the Petitioner, IDOT, Mr. Kahn made prompt inquiry with his client and has informed me that IDOT has authorized him to withdraw the pending petition for adverse abandonment. Mr. Kahn indicated that he would be unable to make a formal withdrawal of IDOT's petition until his return from vacation in approximately one week.

Therefore, Union Pacific Railroad Company respectfully requests that the Board defer further action in this matter until the Board has received the expected withdrawal of the subject petition for adverse abandonment.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Mack H. Shumate, Jr.', written over the typed name.

Mack H. Shumate, Jr.
Senior General Attorney

Enclosures

cc: Fritz R. Kahn, Esq.
<Fax 284/495-5661>

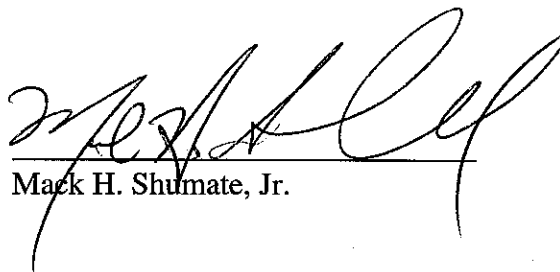
Jeff Grinnell, Mailstop 1180

CERTIFICATE OF SERVICE

I certify that I have this day served a copy of the foregoing document upon the following by fax and by first class United States Mail:

Fritz R. Kahn, Esq.
1920 N Street, N.W.
8th Floor
Washington DC 20036-1601
Fax: 202/ 331-8330

Dated at Chicago, Illinois this 24th day of January, 2008.



Mark H. Shumate, Jr.