



SIDLEY AUSTIN LLP
1501 K STREET, N.W.
WASHINGTON, D.C. 20005
(202) 736 8000
(202) 736 8711 FAX

pmoates@sidley.com
(202) 736 8175

BEIJING
BRUSSELS
CHICAGO
DALLAS
FRANKFURT
GENEVA
HONG KONG
LONDON
LOS ANGELES

FOUNDED 1866

NEW YORK
PALO ALTO
SAN FRANCISCO
SHANGHAI
SINGAPORE
SYDNEY
TOKYO
WASHINGTON, D.C.

226137

December 9, 2009

Joseph H. Dettmar
Deputy Director, Rail Section
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423-0001

ENTERED
Office of Proceedings
DEC - 9 2009
Part of
Public Record

Re: Arkansas Electric Cooperative Corporation – Petition for Declaratory
Order, Finance Docket No. 35305

Dear Mr. Dettmar:

On behalf of our client Norfolk Southern Railway Company ("NSR"), this letter constitutes NSR's Notice of Intent to Participate as a Party of Record in the above-referenced Declaratory Order proceeding. NSR's representatives for purposes of service in this matter will be the undersigned and Mr. John M. Scheib of NSR whose address is Three Commercial Place, Norfolk, VA 23510.

Copies of this Notice of Intent to Participate are being mailed to counsel for AECC, BNSF, UP and WCTL.

Sincerely,

G. Paul Moates

GPM:vam

DC1 1612856v1