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April 9, 2013

Ms. Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423

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ENTERED
Office of Proceedings
April 9, 2013
Part of
Public Record

RE: Docket No. FD 35707, *MCM Rail Services LLC-Petition for Retroactive Exemption-Operation of a Line of Railroad in Sparrows Point, Baltimore County, Maryland*
Docket No. FD 35725, *MCM Rail Services LLC, d/b/a Baltimore Industrial Railroad—Operation Exemption—HRE Sparrows Point, LLC*

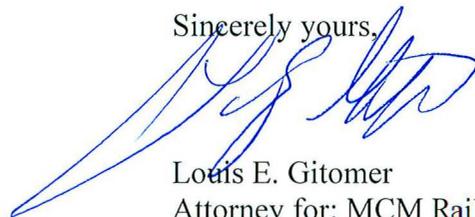
Dear Ms. Brown:

Pursuant to *MCM Rail Services LLC, d/b/a Baltimore Industrial Railroad—Operation Exemption—HRE Sparrows Point, LLC*, Docket No. FD 35725 (served April 5, 2013) (the “*Decision*”), MCM Rail Services LLC (“MCM”), seeks leave to withdraw the petition filed on December 20, 2012 in *MCM Rail Services LLC-Petition for Retroactive Exemption-Operation of a Line of Railroad in Sparrows point, Baltimore County, Maryland*, Docket No. 35707. MCM intends to continue to prosecute the Notice of Exemption filed on March 20, 2013 in Docket No. FD 35725, *MCM Rail Services LLC, d/b/a Baltimore Industrial Railroad—Operation Exemption—HRE Sparrows Point, LLC* seeking an exemption to operate the rail line in Sparrows Point, Baltimore County, MD.

In its discussions with HRE, MCM has been advised that HRE intends to file a Notice of Exemption under 49 C.F.R. 1150.31 to acquire and operate the line of RG Steel Railroad Holding, LLC in Sparrows Point, Baltimore County, MD no later than April 12, 2013. MCM also notes that MCM and HRE are separate entities. They are not affiliated and are not commonly controlled as that term is defined in 49 U.S.C. 10102(3).

If you have any questions, please call or email me.

Sincerely yours,



Louis E. Gitomer
Attorney for: MCM Rail Services LLC, d/b/a
Baltimore Industrial Railroad