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April 23, 2012

VIA HAND DELIVERY

Cynthia T. Brown
Director
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

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Office of Proceedings

APR 23 2012

Part of
Public Record

Re: Docket No. NOR 42056, Texas Municipal Power Agency v. The Burlington Northern and Santa Fe Railway Company.

Dear Ms. Brown:

On April 20, 2012, Complainant Texas Municipal Power Agency ("TMPA") filed its Petition to Reopen and Modify Rate Prescription in the referenced proceeding. The Petition was accompanied by a Verified Statement from TMPA Acting General Manager Craig York. It has come to our attention that the original verification form for Mr. York's Statement was not included with the filing.

Enclosed please find an original and ten copies of Mr. York's Verification. On behalf of TMPA, we respectfully request that this be included with the Petition in record for this proceeding.

Thank you for your attention to this matter.

Ms. Cynthia Brown
April 23, 2012
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Sincerely,

A handwritten signature in black ink, appearing to read 'K. Dowd', written in a cursive style.

Kelvin J. Dowd
An Attorney for Texas Municipal
Power Agency

Enclosures

cc: Counsel for BNSF Railway (w/enc.)

VERIFICATION

STATE OF TEXAS)
) SS:
COUNTY OF GRIMES)

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I, Craig York, verify that I have read the foregoing Statement, know the contents thereof, and that the same are true as stated to the best of my knowledge, information and belief.

By: *[Signature]*
Name: Craig York
Title: Acting General Manager

Subscribed and sworn before me on this 12 day of April, 2012.

Wanda M. Callahan
Notary Public
State of Texas

My Commission expires: 4-15-15



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