

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

ENTERED
Office of Proceedings
September 19, 2012
Part of

)	Public Record
)	
GENESEE & WYOMING INC. –)	Docket No. FD 35654
CONTROL – RAILAMERICA, INC., et al.)	
)	
)	

NOTICE OF INTENT TO PARTICIPATE OF KERN OIL & REFINING CO.

In accordance with the Board’s decision served September 5, 2012, Kern Oil & Refining Co. hereby provides its notice of intent to participate in this proceeding as a party of record as its interests may require, and requests that the undersigned be placed on the service list for this proceeding as the party of record representing Kern Oil & Refining Co.

Respectfully submitted,

KERN OIL & REFINING CO.

By: /s/ Jennifer M. Haley
Jennifer M. Haley
180 E. Ocean Blvd., Suite 1010
Long Beach, CA 90802
Tel. (562) 495-7944
E-mail: jhaley@caseyoil.com

Scott Mitchell
7724 E. Panama Lane
Bakersfield, CA 93307
Tel. (661) 282-2631
E-mail: smitchell@kernoil.com

Dated: September 18, 2012

CERTIFICATE OF SERVICE

I hereby certify on this 18th day of September, 2012, I have caused copies of the foregoing Notice of Intent to be served by first class mail, postage prepaid, upon the following:

Secretary of Transportation
1200 New Jersey Avenue, S. E.
Washington, DC 20590

Attorney General of the United States
c/o Assistant Attorney General
Antitrust Division
Room 3109
Department of Justice
Washington, DC 20530

Terence M. Hynes
Sidley Austin LLP
1501 K Street, N.W.
Washington, DC 20005

David H. Coburn
Steptoe & Johnson LLP
1330 Connecticut Avenue, N.W.
Washington, DC 20036

/s/ Jennifer M. Haley
Jennifer M. Haley