

# CLARK HILL

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June 2, 2014

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## VIA E-FILING

Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20024

Re: **Rapid City, Pierre & Eastern Railroad, Inc. --  
Acquisition and Operation Exemption Including Interchange Commitment --  
Dakota, Minnesota & Eastern Railroad Corporation  
STB Docket No. FD 35799**

Dear Ms. Brown:

Rapid City, Pierre & Eastern Railroad, Inc. ("RCP&E") filed a Notice of Exemption (the "Notice") in this proceeding on March 11, 2014, in connection with the proposed acquisition from Dakota, Minnesota & Eastern Railroad Corporation ("DM&E") of the DM&E West Lines, as described in more detail in the Notice. The exemption became effective on April 25, 2014.

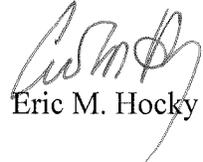
We are writing this letter to advise the Board that on May 30, 2014, RCP&E consummated the acquisition, effective as of 12:01 am on May 31, 2014. RCP&E is now operating the DM&E West Lines.

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Please let us know if you have any questions regarding the contents of this letter.

Very truly yours,

CLARK HILL PLC



Eric M. Hocky

EMH/dml

cc: All parties on the attached Certificate of Service

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### CERTIFICATE OF SERVICE

I hereby certify that on this date a copy of the foregoing document was served on the following by U.S. first class mail, postage pre-paid:

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

Hon. John Thune  
United States Senate  
511 Dirksen Senate Office Building  
Washington, DC 20510

Hon. Dennis Daugard  
Office of the Governor  
500 E Capitol Ave  
Pierre, SD 57501

Hon. Tim Johnson  
United States Senate  
136 Hart Senate Office Building  
Washington, DC 20510

Darin Bergquist, Secretary  
South Dakota Department of Transportation  
Becker-Hansen Building  
700 East Broadway Avenue  
Pierre, SD 57501-2586

Hon. Kristi Noem  
United States Congress  
1323 Longworth House Office Building  
Washington, DC 20515

Hon. Dave Heineman  
Office of the Governor  
P.O. Box 94848  
Lincoln, NE 68509-4848

Nebraska Department of Roads  
Attention: Rail & Public Transportation  
Division  
PO Box 94759  
1500 Nebraska Highway 2  
Lincoln, NE 68509-4759

Hon. Mark Dayton  
Office of the Governor  
130 State Capitol  
75 Rev. Dr. Martin Luther King Jr. Blvd.  
St. Paul, MN 55155

Tom Sorel, Commissioner  
Minnesota Department of Transportation  
Transportation Building, MS-100  
395 John Ireland Boulevard  
St. Paul, MN 55155-1899

Hon. Matt Mead  
Office of the Governor  
State Capitol  
200 West 24<sup>th</sup> Street  
Cheyenne, WY 82002-0010

John Cox, Director  
Wyoming Department of Transportation  
5300 Bishop Boulevard  
Cheyenne, WY 82009-3340

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500 East Capitol Ave.  
Pierre, SD 57501

Richard S. Edelman  
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1300 L Street, N.W.  
Suite 1200  
Washington, DC 20005



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Eric M. Hocky

Dated: June 2, 2014