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ENTERED
Office of Proceedings
December 22, 2015
Part of
Public Record

DANIEL E. HORGAN
MEMBER OF N.J., N.Y. & D.C. BARS

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December 22, 2015

BY OVERNIGHT DELIVERY

Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
U.S. Surface Transportation Board
395 E. Street SW, Room 1034
Washington, D.C.

**RE: DOCUMENT FOR FILING UNDER SEAL
Conrail Abandonment in Hudson County, NJ
AB-167-1189-X and Related Proceedings
Proposed Redactions to Shipper Statement**

Dear Ms. Brown,

With this letter we are providing you with ten copies of a document containing our proposed redactions to a shipper's verified statement. That statement was previously filed under seal by Jersey City as HIGHLY CONFIDENTIAL, but without a public version, and it was one of the subjects of the Board's Decision and Order in the above captioned matters, served November 2, 2015. In a Motion for Leave to File a Reply, and the Reply, filed electronically yesterday evening on behalf of Intervenors in the above matter, 212 Marin Blvd. LLC, et als, we indicated that we would file the enclosed document with your office under seal. We will file a copy of this letter electronically as a public document, but without its enclosure, to inform the public that we are submitting the material to the Board under seal. All persons on the Service List will be served by mail with the letter only.

In the enclosed document each redaction is indicated by a red line through the material to be removed, and the line in which the redacted material appears is also

highlighted by a red arrow in the left margin. Actual redactions are intended to be accomplished by completely blacking out the words indicated by red strikethroughs. Items in red lettering within a red box are intended to be inserted into the public version of the document to inform the public of the fact that what they are seeing is a redacted public version. Obviously, all of this is subject to a ruling by the Board or the Director of Proceedings on our pending motion to which this submission relates.

By copy of this letter, which will also be sent by overnight delivery, we are providing the enclosure to Charles Montagne, Esq. for Jersey City; to Eric Strohmeyer for CNJ Rail; and, to Robert M. Jenkins, III, Esq. and Adam Sloan, Esq. of Mayer Brown for Conrail.

If there are any questions or requests, please contact the undersigned. Thank you.

Very truly yours,

WATERS, McPHERSON, McNEILL, P.C.

BY:



DANIEL E. HORGAN

ENCLOSURE: Verified Statement as noted, **UNDER SEAL**

CC with Enclosure By Overnight Delivery to:

Charles Montagne, Esq.
Eric Strohmeyer – CNJ Rail
Robert M. Jenkins, Esq.
Adam Sloan, Esq.

**BEFORE THE SURFACE TRANSPORTATION BOARD
Washington, D.C.**

Supplemental Certificate of Service

of

**MOTION FOR LEAVE AND REPLY TO REPLIES OF CNJ
RAIL CORPORATION AND THE CITY OF JERSEY CITY**

And Related Papers

By Intervenors:

**212 Marin Boulevard, LLC
247 Manila Avenue, LLC
280 Erie Street, LLC
317 Jersey Avenue, LLC
354 Cole Street, LLC
389 Monmouth Street, LLC
415 Brunswick Street, LLC
446 Newark Avenue, LLC**

Limited Liability Companies of New Jersey.

In

**Conrail Petition For Exempt Abandonment
Hudson County, New Jersey
STB Docket: AB-167-1189-X
And Related Proceedings
AB-55-686-X
AB-290-306-X**

DANIEL E. HORGAN, DC BAR # 239772
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E-mail: dehorgan@lawwmm.com
Counsel for Intervenors

DATED: December 22, 2015

Supplemental Certificate of Service

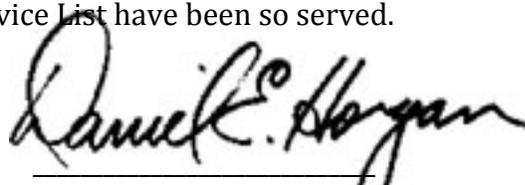
I, Daniel E. Horgan, hereby certify that I caused a copy of the foregoing motion papers in AB-167-1189-X and related matters, and a copy of the cover letter to Cynthia T. Brown, Director of the Office of Administration, dated December 22, 2015 and electronically filed contemporaneously with this motion, on all parties on the current service list for this matter as published on the STB website, including the following individuals, not listed on the original certification of parties served:

Hon. Brian P. Stack
411 Palisade Avenue
Jersey City, NJ 07307

Hon. Carmelo G. Garcia
N.J. General Assembly
80 River Street, 2nd Floor
Hoboken, NJ 07030

James Riffin
P.O. Box 4044
Timonium, MD 21094

The aforesaid service was accomplished by depositing those documents, the motion papers and the letter (without its enclosure which was filed under seal and provided only as provided for in a prior Protective Order issued in this matter), with the U.S. Postal Service on December 22, 2015, First Class Main, postage prepaid. All known and available parties on the current Service List have been so served.



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Counsel for Intervenors
Dated: December 22, 2015