

LAW OFFICE  
**THOMAS F. MCFARLAND, P.C.**  
208 SOUTH LASALLE STREET - SUITE 1890  
CHICAGO, ILLINOIS 60604-1112  
TELEPHONE (312) 236-0204  
FAX (312) 201-9695  
*mcfarland@aol.com*

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THOMAS F. MCFARLAND

January 9, 2013

By e-filing

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

Re: Finance Docket No. 35709, *Pacific Imperial Railroad, Inc. -- Change In Operators Exemption -- Rail Line Of San Diego And Arizona Eastern Railway Company (Residual Operating Authority Of San Diego & Imperial Valley Railroad Company)*

Dear Ms. Brown:

In response to an inquiry by a member of your staff, this is to certify that the Notice under 49 C.F.R. § 1150.32(e) (or 49 C.F.R. § 1150.42[e]) was not served on a national office of any rail labor union because no employee of San Diego & Imperial Valley Railroad Company, Inc. is a member of a rail labor union.

Very truly yours,



Thomas F. McFarland  
*Attorney for Pacific Imperial  
Railroad, Inc.*

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