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SEC

SERVICE DATE – JANUARY 13, 2005

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34647

HAINESPORT INDUSTRIAL RAILROAD, LLC–ACQUISITION AND OPERATION  
EXEMPTION–HAINESPORT INDUSTRIAL PARK RAILROAD ASSOCIATION, INC.

Decided: January 12, 2005

On January 3, 2005, Hainesport Industrial Railroad, LLC (HIR), a noncarrier, filed a verified notice of exemption under 49 CFR 1150.31 to acquire from Hainesport Industrial Park Railroad Association, Inc., and operate approximately 1 mile of rail line located within the Hainesport Industrial Park in the Township of Hainesport in Burlington County, NJ.

By letter filed on January 7, 2005, HIR has requested that its notice of exemption be withdrawn without prejudice in connection with possible future such filings. HIR states that, since the original filing was made, it and Consolidated Rail Corporation, the current operator, have entered into discussions regarding this matter. HIR's request for withdrawal will be granted and the proceeding will be dismissed.

It is ordered:

1. HIR's request for withdrawal of its notice of exemption without prejudice in this proceeding is granted and the proceeding is dismissed.
2. This decision is effective on its date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary