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SEC

SERVICE DATE - JUNE 25, 2004

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34192 (Sub-No. 1)

HI TECH TRANS, LLC  
– PETITION FOR DECLARATORY ORDER –  
NEWARK, NJ

Decided: June 24, 2004

On June 18, 2004, Hi Tech Trans, LLC (Hi Tech) filed a letter withdrawing its appeal of the August 14, 2003 decision of the Director of the Office of Proceedings. In a letter filed on June 22, 2004, the New Jersey Department of Environmental Protection (NJDEP) states that it does not object to the withdrawal. The Hudson County Improvements Authority and Essex County Utilities Authority filed a letter on June 23, 2004, joining in NJDEP's letter and position. Hi Tech will be allowed to withdraw its appeal, and this proceeding will be discontinued.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

1. Hi Tech is granted permission to withdraw its appeal filed on August 25, 2003.
2. This proceeding is discontinued.
3. This decision is effective on the date of service.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams  
Secretary