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SERVICE DATE – AUGUST 11, 2010

SURFACE TRANSPORTATION BOARD

NOTICE

Docket No. FD 35239

ALLEGHENY VALLEY RAILROAD COMPANY—PETITION FOR DECLARATORY
ORDER

The following court action was instituted, on or about August 6, 2010, in the United States Court of Appeals for the District of Columbia Circuit, seeking judicial review of the Board's decision in the above-titled proceeding:

No. 10-1225

The Buncher Company

v.

Surface Transportation Board and United States of America

Rachel D. Campbell
Director of Proceedings