

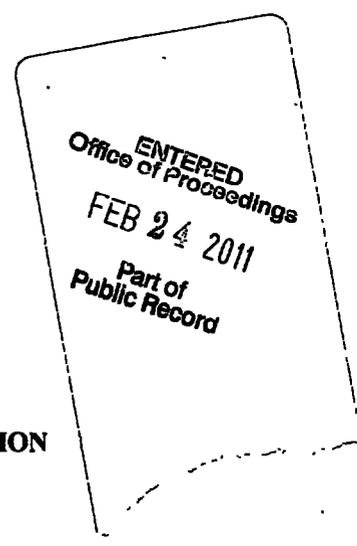
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**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

**STB Docket No. MC-F-21035**

**STAGECOACH GROUP PLC AND COACH USA, INC., ET AL. --  
ACQUISITION OF CONTROL--TWIN AMERICA, LLC**

**STATE OF NEW YORK'S OPPOSITION TO APPLICANTS'  
PETITION FOR A STAY PENDING PETITION FOR RECONSIDERATION  
AND FOR A STAY PENDING JUDICIAL REVIEW**



The State of New York, by its Attorney General, Eric T. Schneiderman, ("New York") respectfully submits this Statement in Opposition to Applicants' Petition for a Stay Pending Petition for Reconsideration and for a Stay Pending Judicial Review ("Stay Petition") to the Surface Transportation Board's (the "Board") decision of February 8, 2011.

The Stay Petition should be denied in its entirety. Reconsideration requires "new evidence" or "changed circumstances" having a "material" effect on the prior action, or a showing of "material error." See 49 C.F.R. § 1115.3. Applicants do not state or suggest any basis on which this standard would be met. Instead, Applicants' papers simply rehash arguments already made to and rejected by the Board. Such arguments provide no basis for reconsideration.

Nor do Applicants submit any "new evidence" that would require reconsideration of the Board's February 8, 2011 decision. To the extent that the Applicants have continued to scramble the assets in a joint venture that they have known was subject to challenge when New York opened its investigation in July 2009, such acts cannot provide any basis for overturning the Board's proper determination that the public interest requires the dissolution of the merged firm.

Finally, the public interest in speedily restoring competition to a monopolized market weighs against any stay.

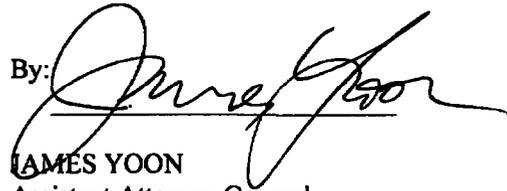
Under the circumstances here, there is no legal or factual basis for either reconsideration, or a stay. As such, the Board's February 8, 2011 decision should be put into effect.

DATED: February 24, 2011

Respectfully submitted,

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By: 

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**CERTIFICATE OF SERVICE**

I certify that I have on this 24th day of February, 2011 served a copy of the foregoing Opposition to Applicants' Petition For A Stay Pending Petition For Reconsideration And For A Stay Pending Judicial Review by overnight courier to:

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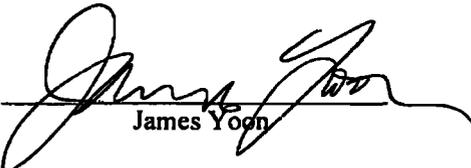
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