

UNION PACIFIC RAILROAD  
101 North Wacker Drive, Room 1920  
Chicago, Illinois 60606-1718

P 312.777.2055  
F 877.213.4433  
[mackshumate@up.com](mailto:mackshumate@up.com)

Mack H. Shumate, Jr.  
Senior General Attorney, Law Department

July 25, 2012

The Honorable Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E. Street, S.W., Room #100  
Washington, DC 20423-0001

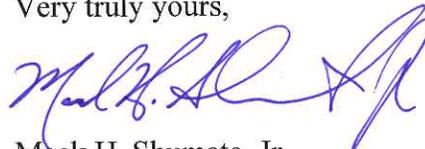
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ENTERED  
Office of Proceedings  
July 25, 2012  
Part of  
Public Record

**RE: Joint Petition for Exemption for Union Pacific Railroad Company (“UP”) to abandon UP’s freight easement upon, and for Santa Clara Valley Transportation Authority (“VTA”) to abandon VTA’s residual common carrier obligation upon, the San Jose Industrial Lead from M.P. 7.35 near Warm Springs to M.P. 16.3 near San Jose, a distance of 8.9 miles in Alameda and Santa Clara Counties, California (the “Line”). The Line is to be abandoned for freight service but shall be retained and rebuilt for future inclusion in the Bay Area Rapid Transit system (“BART”). The UP docket for this filing is AB-33 (Sub-No. 303X). The VTA docket for this filing is AB-980 (Sub-No. 1X)**

Dear Ms. Brown:

This is to certify to the Board that in accordance with the Board’s Late Release Decision on July 23, 2012 regarding the above-captioned matter, the Union Pacific Railroad Company (“Union Pacific”) and Santa Clara Valley Transportation Authority (“VTA”) did timely serve a copy of the Board’s Decision on Clean Harbors San Jose, LLC and Frank-Lin Distillers Products, Ltd. copies of the transmittal letter on behalf of Union Pacific and VTA are attached for your reference.

Very truly yours,



Mack H. Shumate, Jr.  
Senior General Attorney

Enclosure

cc: Charles Spitulnik  
(E-MAIL: [espitulnik@kalplankirsch.com](mailto:espitulnik@kalplankirsch.com))

2012\_07\_25-303X-BROWN-decision



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101 North Wacker Drive, Room 1920  
Chicago, Illinois 60606-1718

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F 877.213.4433  
[mackshumate@up.com](mailto:mackshumate@up.com)

Mack H. Shumate, Jr.  
Senior General Attorney, Law Department

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Daniel Hagg  
Clean Harbors San Jose, LLC  
1021 Berryessa Road  
San Jose, CA 95133

Lindley Maestri  
Frank-Lin Distillers Products, Ltd.  
2455 Huntington Drive  
Fairfield, CA 94533

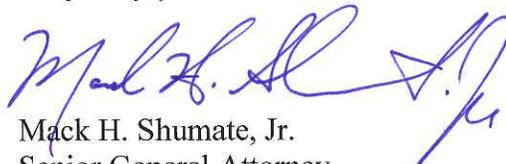
Robert L. Mezzetti, II  
Mezzetti Law Firm, Inc.  
31 East Julian Street  
San Jose, CA 95112

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Gentlemen:

The Union Pacific Railroad Company (“Union Pacific”) and Santa Clara Valley Transportation Authority (“VTA”) received the attached decision from the Surface Transportation Board granting the Joint Petition to abandon the San Jose Industrial Lead. In accordance with said decision on behalf of Union Pacific and VTA, I hereby serve a copy of said decision on each of you in your capacity as representatives for the parties to this matter.

Very truly yours,

  
Mack H. Shumate, Jr.  
Senior General Attorney

Enclosure

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