

# FLETCHER & SIPPEL LLC

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March 18, 2013

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## VIA ELECTRONIC FILING

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, S.W., Room 1034  
Washington, DC 20423-0001

ENTERED  
Office of Proceedings  
March 18, 2013  
Part of Public Record

Re: **Notice – WCTU Railway LLC Transaction (STB FD 35506)**

Dear Ms. Brown:

Enclosed please find correspondence from WCTU Railway LLC.

Very truly yours,



Myles L. Tobin  
Attorney for the RVTR Rail Holdings LLC

MLT/ekf  
Attachment (1)  
cc: Scott DeVries (w/ encl.)



## **Notice – WCTU Railway LLC Transaction (STB FD-35506)**

The Honorable Daniel R. Elliott  
Chairman  
Surface Transportation Board  
395 E Street SW  
Washington DC 20423-0011

Friday, March 15, 2013

Dear Chairman Elliott,

Due to the unusual interest in this proceeding (**STB Docket FD-35506**) and more specifically Berkshire Hathway's December 17, 2012 divestiture of WCTU Railway LLC, I am writing to keep both the Board and the numerous interested parties apprised of some changes regarding the corporate identities of both the railroad and its owner.

Please be advised that effective on Friday, March 15, 2013, WCTU Railway LLC and its owner (RVTR Rail Holdings LLC) will both undergo a name change and tax classification change as follows:

**RAILROAD** – *WCTU Railway LLC* will become *Rogue Valley Terminal Railroad Corporation*

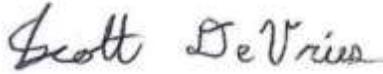
**HOLDING COMPANY** – *RVTR Rail Holdings LLC* will become *CCT Rail System Corporation*

*Scott DeVries will retain 100% stock ownership of CCT Rail System Corporation, which will in turn retain 100% stock ownership of Rogue Valley Terminal Railroad Corporation. This is the same ownership structure that was in place when Scott DeVries indirectly acquired control of WCTU via his holding company on December 17, 2012.*

After conferring with legal counsel, the undersigned believes that the above transaction does not constitute a transaction within the definition of 49 USC 11323, *et seq*. The above changes are effectively a name change and tax reclassification/conversion of both entities permitted by Oregon state corporate law and IRS tax regulations. The ownership structure and ultimate direct or indirect control of both entities by Scott DeVries remains intact in these changes. Any future ownership changes in either entity would be made in full compliance with 49 USC 11323 and any other applicable federal regulations.

Please feel free to contact me if there are any other questions, comments or concerns regarding the name and tax classification changes mentioned herein.

Respectfully Submitted,



Scott B. DeVries

President & Sole Shareholder – CCT Rail System Corporation

President & General Manager – Rogue Valley Terminal Railroad Corporation

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**Rogue Valley Terminal Railroad Corporation**  
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