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July 3, 2012

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Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E. Street, SW
Washington, D.C. 20024

Re: STB Finance Docket No. 35239 – Allegheny Valley Railroad Company -- Petition
for Declaratory Order

Dear Ms. Brown:

Reference is made to the letter dated June 28, 2012 submitted to the Surface Transportation Board ("STB") by Petitioner Allegheny Valley Railroad Company ("AVRR") regarding the above-referenced pending matter. We represent the Respondent, Buncher Company ("Buncher"). Our reaction to AVRR's letter is that we did not think its filing was necessary as Buncher is certainly aware of the continued pendency of the above-referenced proceeding. Buncher is taking the steps that it is able to take to make some progress on the development of its property, but is not acting in any way that is inconsistent with the pendency of the above-referenced proceeding.

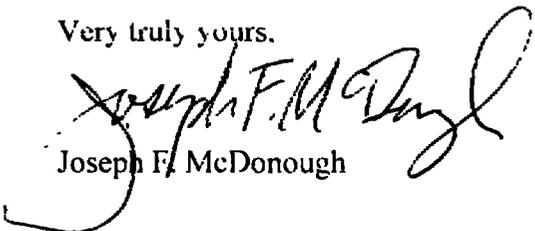
Thank you for your attention to this matter.

ENTERED
Office of Proceedings

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Part of
Public Record

Very truly yours,


Joseph F. McDonough

JFM/acb

cc: Richard R. Wilson, Esq.
Edward Fishman, Esq.