

October 30, 2013

Via electronic filing

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

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Office of Proceedings
October 30, 2013
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Record

**Re: STB Docket No. AB-1068 (Sub-No. 2X), Missouri Central Railroad Company
– Discontinuance of Trackage Rights Exemption – in Cass and Jackson
Counties, Missouri**

Dear Ms. Brown:

Earlier today, the Missouri Central Railroad Company (“MCRR”) filed an Amended Verified Notice of Exemption (“Notice”) in the above-captioned docket. There was a typographical error on page 2 of the Notice. Attached to this letter, MCRR is submitting a replacement page 2.

Please do not hesitate to contact the undersigned if you have any questions. Thank you for your assistance with this matter.

Yours very truly,



Sandra L. Brown
David E. Benz

counsel to Missouri Central Railroad Company

enclosure

Notice of Exemption in order to clarify the issue raised in footnote #1, and otherwise show that the Central Midland Railway (“CMR”) agrees with the discontinuance sought herein. As described in footnote #1, a few years after MCRR obtained these trackage rights, CMR included a reference to them in STB Docket No. 33988 as part of an operation exemption sought by CMR. In order to remove any possible doubt regarding CMR’s consent to the discontinuance sought herein, MCRR has consulted with CMR and obtained CMR’s consent. CMR’s representative has been added as a signatory to this Amended Verified Notice of Exemption.

Compared to the Notice of Exemption filed on October 17th, the new material in this Amended Verified Notice of Exemption is on the cover page (addition of Lon Van Gemert as CMR representative; insertion of references to the fact that this Notice of Exemption is amended), pages 1-2 (this paragraph and the prior paragraph), edits to footnote #1 (deletion of second half of the last sentence), and the signature page. MCRR has also updated Exhibit A.

As required by 49 CFR § 1152.50(d)(2), MCRR provides the following information:

I. Proposed consummation date.

The proposed consummation date is December 19, 2013, which is at least 50 days after the filing of this Notice, as required by § 1152.50(d)(2).

II. Certification required by 49 CFR § 1152.50(b).

Certification is found at Exhibit A to this Notice.

III. Information required in 49 CFR §§ 1152.22(a)(1) through (4), (7), (8), and (e)(4).

(a)(1) – exact name of applicant

Missouri Central Railroad Company

(a)(2) – whether applicant is a common carrier by railroad subject to 49 USC Subtitle IV, chapter 105

MCRR is a common carrier by railroad subject to 49 USC Subtitle IV, chapter 105.