



Robert T. Opal
General Commerce Counsel

April 13, 2006

Via E-Filing

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

**Re: Docket No. AB-33 (Sub-No. 239X); Union Pacific Railroad Company --
Abandonment Exemption – In Oklahoma City, OK (Old Rock Island Main)**

Dear Mr. Williams:

This refers to the "Notice of Intent to File an Offer of Financial Assistance" dated April 13, 2006 filed by Daniel LaKemper on behalf of "Citizen Potawatomie Nation" (the "Notice").

The Notice contemplates acquisition of the line, supposedly for continued rail service. Since, this proceeding involves a discontinuance of service, and not an abandonment, an OFA for acquisition of the line cannot be considered, e.g., Docket No. AB-1067 (Sub-No. 1X), Iowa Northwestern Railroad -- Abandonment Exemption, served April 10, 2006, p. 3; Docket No. AB-1066X, Central Illinois R. Co. - Discontinuance of Service, decision served December 23, 2005, p. 4 and November 21, 2005, p. 2; Docket No. AB-878, City of Peoria, et.al. - Adverse Discontinuance, served August 10, 2005, p. 8.

Accordingly, the Notice should be rejected.

Very truly yours,

A handwritten signature in blue ink that reads "Robert Opal".

Robert T. Opal
General Commerce Counsel
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cc (via E-Mail)
Daniel A. LaKemper
Eric M. Hoky

CERTIFICATE OF SERVICE

I certify that I have this date served a copy of the foregoing document by E-Mail
upon the following:

Daniel A. LaKemper, Esq,
lakemper@mtco.com

Eric M. Hocky, Esq.
emhocky@ggelaw.com

Dated at Omaha, Nebraska this 13th day of April, 2006.


Robert T. Opal