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October 21, 2008

**VIA ELECTRONIC FILING**

Ms Anne K Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street, S W  
Washington, DC 20423-0001

Re: **Docket No. AB-43 (Sub-No. 184X)**  
**Illinois Central Railroad Company – Abandonment Exemption – In**  
**Cook County, Illinois**

Dear Secretary Quinlan

Illinois Central Railroad Company ("IC") is in receipt of correspondence from Commissioner Thomas G Byrne of the Chicago Department of Transportation ("CDOT"), which correspondence was filed with the Board on October 15, 2008. Although the correspondence is labeled as a protest, the text of the letter indicates that CDOT is taking no position on the merits of the abandonment but is simply seeking a public use condition and interim trail use condition. Although it was filed late, IC has no objection to a public use condition or a trail use condition on the line that IC actually seeks to abandon in this proceeding, which line is described on our October 13, 2008 letter to you and is as follows:

Beginning at the point of clearance of Station 26+58 (Halsted Street) and extending northeasterly approximately 3,205 feet to the end of track at Station 58+63 (Cermak Road), all in Chicago, Cook County, Illinois. If a trail use condition is imposed, IC will negotiate with CDOT in accordance with CDOT's letter of October 6, 2008.

Thank you for your attention in this matter. Feel free to call me if you have questions.

Respectfully submitted,



Michael J Barron, Jr  
Attorney for Illinois Central  
Railroad Company

cc Commissioner Thomas G Byrne, CDOT