

BEFORE THE
SURFACE TRANSPORTATION BOARD



224604
FINANCE DOCKET NO. 35164

PETITION OF BNSF FOR DECLARATORY ORDER

WITHDRAWAL OF COMMENTS OF THE SHAWNEE
ECONOMIC DEVELOPMENT FOUNDATION
OF SHAWNEE, OKLAHOMA

1. Notice is hereby given that the Shawnee Economic Development Foundation ("SEDF") hereby withdraws its Comments previously filed on November 4, 2008, in the above captioned matter and requests that the Board not consider its position asserted in that instrument.

ENTERED
Office of Proceedings

DEC 03 2008

Part of
Public Record

Respectfully,

A handwritten signature in black ink, appearing to read "Michael D. Clover".

Michael D. Clover, Attorney for
Shawnee Economic Development Foundation

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of November, 2008, a copy of this instrument was mailed by first class mail, postage prepaid, to Kristy Clark, BNSF Railway Company, 2500 Lou Menk Drive, Fort Worth, TX 76131-2828, and to Edward Kessler, 1510 Rosemont Drive, Norman, OK 73072.

A handwritten signature in black ink, appearing to read "Michael D. Clover".

Michael D. Clover