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224747

March 24, 2009

Hon Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street, S.W.  
Washington, D.C. 20423

VIA ELECTRONIC FILING

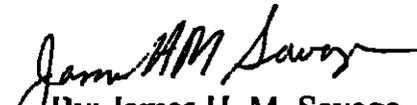
**RE: STB Docket No. AB-1020X      East Penn Railroad, LLC-**  
**Abandonment Exemption-In Berks and Montgomery Counties, PA**

Dear Ms. Quinlan:

On behalf of the Berks County Board of Commissioners, we are respectfully withdrawing our February 25, 2009 request for a stay of all proceedings in this matter. The parties consummated the sale of the Line on March 24, 2009

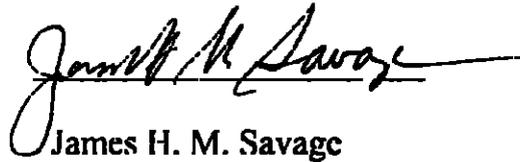
We thank the Board for its time and consideration.

Respectfully submitted,  
John D. Heffner, PLLC

  
By: James H. M. Savage  
Of Counsel

**CERTIFICATION OF PROOF OF SERVICE**

I certify that I served this 25<sup>th</sup> day of March, 2009 by electronic mail upon counsel ESPN and by first class mail upon counsel for Montgomery County a true copy of the within pleading.



James H. M. Savage

Dated: March 25, 2009