



Eric M. Hocky  
Direct Dial 215 640 8523  
Email: ehocky@thorpreed.com

ATTORNEYS AT LAW SINCE 1895

VIA ELECTRONIC FILING

Hon. Anne K. Quinlan  
Acting Secretary  
Surface Transportation Board  
395 E Street SW  
Washington, DC 20024

April 3, 2009

Re: Central Railroad Company of Indianapolis –  
Abandonment Exemption – Howard County, IN  
STB Docket No. Ab-511 (Sub-No. 4 X)  
Notice of Intent to Make Offer of Financial Assistance

Dear Secretary Quinlan:

Please be advised that US Rail Holdings, LLC and Winamac Southern Railway Company (“Offerors”) have a potential interest, either jointly or severally, in providing financial assistance in the form of the purchase of the interest of Central Railroad of Indianapolis (“CERA”) in the lines described in the above-referenced proceeding. The lines would be operated by US RAIL Corporation. This letter shall serve as the formal expression of intent to file an offer of financial assistance pursuant to 49 C.F.R. §1152.27(c)(2).

By letter dated March 18, 2009, a copy of which is enclosed herewith, Offerors requested that CERA, pursuant to 49 C.F.R. §1152.27(a), provide them with necessary information to enable them to determine whether to make an offer of financial assistance, and, if so, what that offer should be.

The filing of this notice will, pursuant to 49 C.F.R. §1152.27(c)(2), automatically stay the effective date of the decision granting the exemption for 40 days (i.e., until May 9, 2009). Please notify the undersigned if this is incorrect.

A copy of this letter is being forwarded to CERA’s representatives in this proceeding to provide CERA with formal notice of Offerors’ intent to file an offer of financial assistance.

Pittsburgh  
Philadelphia  
Princeton  
Wheeling

Sincerely,

  
Eric M. Hocky

Thorpe Reed & Armstrong, LLP  
One Commerce Square  
2005 Market Street  
Suite 1910  
Philadelphia, PA 19103  
215 640 8500  
215 640 8501 Fax

EMH/lm  
Enclosure  
cc (via email):  
Louis E. Gitomer, Melanie B. Yasbin



Eric M. Hocky  
Direct Dial 215 640 8523  
Email: ehocky@thorpreed.com

ATTORNEYS AT LAW SINCE 1895

VIA E-MAIL

Louis E. Gitomer  
Melanie B. Yasbin  
600 Baltimore Avenue  
Towson, MD 21204

March 18, 2009

Re: Central Railroad Company of Indianapolis –  
Abandonment Exemption – Howard County, IN  
STB Docket No. AB-511 (Sub-No. 4 X)

Dear Lou and Melanie:

Please be advised that US RAIL Corporation and Winimac Southern Railway Company (“Offerors”), are considering making, either jointly or severally, an offer of financial assistance to acquire the lines described in the above-referenced proceeding.

Pursuant to 49 C.F.R. §1152.27(a), Central Railroad Company of Indianapolis (“CERA”) is requested promptly to provide the undersigned with the following information:

1. Minimum purchase price.
2. CERA’s most recent reports on the physical condition of the involved lines.
3. A description of any crossings or crossing structures that have been removed, and any estimates of the cost of rebuilding or re-installing such structure(s).
4. Traffic, revenue and other data, including CERA’s estimate of the net liquidation value of its interest in the lines and supporting data reflecting available real estate appraisals, assessments as to the quality and quantity of track materials in the lines, and removal cost estimates (including the cost of transporting removed materials to point of sale or point of storage for relay use). Such data should also include a description of the nature of the title to the real estate involved, including disclosure of all revisionary interests.
5. Copies of any and all environmental audits of the real estate involved, and a description of (a) all sites under investigation by, or being remediated under the supervision of the U.S. Environmental Protection Agency or the Indiana Department of Environmental Management, (b) all known potential environmental liabilities arising out of conditions on the property, (c) all releases of hazardous materials on or about the property, and (d) a history of all customers and industrial users along the line.

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Louis E. Gitomer  
Melanie B. Yasbin  
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6. Offerors and their advisors may wish to inspect the lines and property. Please let us know who we should contact to make arrangements for access to the property.

Your prompt attention is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric M. Hocky", is written over the typed name.

Eric M. Hocky

EMH/lm

cc (via email):  
Scott Ortman  
Gabriel Hall