

LAW OFFICES
FRITZ R. KAHN, P.C.
EIGHTH FLOOR
1920 N STREET, N.W.
WASHINGTON, D.C. 20036-1601

ORIGINAL

ENTERED
Office of the Secretary

JAN 22 2002

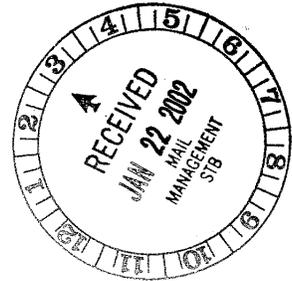
Part of
Public Record

(202) 263-4152
FAX (202) 331-8330
e-mail: xiccg@worldnet.att.net

January 22, 2002

VIA HAND DELIVERY - RETURN COPY

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, NW (7th fl.)
Washington, DC 20423-0001



Dear Secretary Williams:

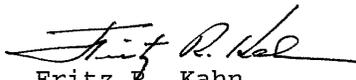
This refers to STB Finance Docket No. 34163, Martin Marietta Materials, Inc.--Continuance in Control Exemption--Fredonia Valley Railroad, Inc., and to the Verified Notice of Exemption of Martin Marietta Materials, Inc., filed December 28, 2001.

The Notice was not explicit that Martin Marietta Materials, Inc., controlled Fredonia Valley Railroad, Inc., at the time it became a railroad subject to the Board's jurisdiction, pursuant to the Verified Notice of Exemption in STB Finance Docket No. 33695, Fredonia Valley Railroad, Inc.--Acquisition and Operation Exemption--In Caldwell County, KY, and continues to be in control of the railroad.

I apologize for any inconvenience this omission may have occasioned.

If you have any question concerning the foregoing which you believe I may be able to answer or if I otherwise can be of assistance, please let me know.

Sincerely yours,


Fritz R. Kahn

cc: Karen M. Albright, Esq.
Mr. Jay M. Moreau