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BAKER & MILLER PLLC

ATTORNEYS and COUNSELLORS
2401 PENNSYLVANIA AVENUE, NW
SUITE 300
WASHINGTON, DC 20037
TELEPHONE: (202) 663-7820
FACSIMILE: (202) 663-7849

David C. Reeves

Direct Dial: (202) 663-7824
E-Mail: dreeves@bakerandmilller.com

March 31, 2006

BY HAND DELIVERY

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001

ENTERED
Office of Proceedings
MAR 31 2006
Part of
Public Record

Re: STB Finance Docket No. 34857
*The Kansas City Southern Railway Company—Temporary Trackage Rights
Exemption--Union Pacific Railroad Company and BNSF Railway Company*

Dear Secretary Williams:

Enclosed for filing in the above-captioned proceeding are an original and 10 copies of an amended statement concerning labor protection for the Verified Notice of Exemption (the "Notice") of The Kansas City Southern Railway Company ("KCSR"), filed earlier this week in the above-captioned matter pursuant to 49 C.F.R. § 1180.2(d)(8).

Please acknowledge receipt of this filing by date-stamping the enclosed acknowledgment copy and returning it to our courier.

Very truly yours,

David C. Reeves

Enclosures

cc: Thomas J. Healey, Esq.
Douglas A. Banks

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 34857

**THE KANSAS CITY SOUTHERN RAILWAY COMPANY
-- TEMPORARY TRACKAGE RIGHTS EXEMPTION --
UNION PACIFIC RAILROAD COMPANY AND BNSF RAILWAY COMPANY**

**AMENDED STATEMENT OF LABOR PROTECTION FOR
VERIFIED NOTICE OF EXEMPTION
PURSUANT TO 49 C.F.R. § 1180.2(d)(8)**

The Kansas City Southern Railway Company ("KCSR") hereby amends its Verified Notice of Exemption, filed in the captioned matter pursuant to 49 C.F.R. §1180.2(d)(8), to complete the description of applicable labor protection. All other portions of the previously-filed notice remain unchanged.

***49 C.F.R. §1180.4(g)(i)
Labor Protection***

KCSR anticipates that any employees adversely affected by this transaction will be afforded the level of protection set forth in *Norfolk and Western Ry. Co.--Trackage Rights--BN*, 354 I.C.C 605 (1978), as modified in *Mendocino Coast Ry., Inc.--Lease and Operate*, 360 I.C.C 653 (1980). With respect to the discontinuance of these temporary rights, imposition of conditions pursuant to *Oregon Short Line RR Co. - Abandonment - Goshen*, 360 I.C.C. 91 (1979) shall apply.

Respectfully submitted,



Robert B. Terry
Thomas J. Healey
KANSAS CITY SOUTHERN
Cathedral Square
427 West 12th Street
Kansas City, MO 64105
Tel: (816) 983-1303
Fax: (816) 983-1227

William A. Mullins
David C. Reeves
BAKER & MILLER PLLC
2401 Pennsylvania Ave., N.W.
Suite 300
Washington, DC 20037
Tel: (202) 663-7823
Fax: (202) 663-7849

Dated: March 31, 2006

Attorneys for The Kansas City Southern
Railway Company