



# ***CNJ Rail Corporation***

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January 11, 2006

Honorable Vernon A. Williams, Secretary  
Surface Transportation Board  
1925 K Street, N.W.  
Washington, D.C. 20006

Re: Finance Docket No. 34975 – MARYLAND TRANSIT ADMINISTRATION  
PETITION FOR A DECLARATORY ORDER

**Notice of Intent to Participate and Motion for leave to late file reply.**  
**Request for expedited consideration requested**

Dear Mr. Williams,

CNJ Rail Corporation hereby requests that the Board please accept the following letter and the corresponding filing into the record in the above captioned proceeding.

Due to the late hour, CNJ Rail is not sure this document will arrive at the Board in time for filing today. CNJ Rail hopes that the Board will accept the filing however as “timely” and grants our request to leave to late file our reply in the above captioned proceeding.

Attached hereto are CNJ Rail’s motion and comments in the above proceeding.

CNJ Rail apologizes to the Board for not sending this request sooner. We ask the Board to except this request and consider this filing as made in a timely manner.

On Behalf of CNJ Rail Corporation

Respectfully submitted,

*/s/ Eric S. Strohmeyer*

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Eric S. Strohmeyer  
Vice President, COO  
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