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THOMAS F. MCFARLAND

February 23, 2007

*By e-filing*

Vernon A. Williams, Secretary  
Surface Transportation Board  
Case Control Unit, Suite 713  
1925 K Street, N.W.  
Washington, DC 20423-0001

Re: Docket No. AB-878, *City of Peoria, Illinois and Village of Peoria Heights, Illinois -- Adverse Discontinuance -- Pioneer Industrial Railway Co.*

Dear Mr. Williams:

Please refer to the Statement of Applicants in Reopened Proceeding, filed in the above proceeding on February 22, 2007.

I have been requested by Hon. Mark Allen, Mayor of the Village of Peoria Heights, Illinois, to notify the Board that the Village of Peoria Heights does not join in the Statement referred to above. I was mistaken in my understanding that the Village of Peoria Heights had concurred in the action voted by the City of Peoria, Illinois. Accordingly, the Statement referred to above should be amended to change all references to "the Cities" in that Statement to "the City of Peoria."

Mayor Allen stated to me that the Village of Peoria Heights, Illinois has not taken a position in the reopened proceeding.

All parties of record are being served with this amendment of the Statement referred to above.

Very truly yours,



Thomas F. McFarland  
*Attorney for the City of Peoria, Illinois*

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cc: Hon. Mark Allen, *by e-mail to marcus57@aol.com*  
All parties of record, *by e-mail*  
Randall Ray, Esq., *by e-mail*