

**BEFORE THE  
SURFACE TRANSPORTATION BOARD**

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**STB Finance Docket No. 35305**

**PETITION OF ARKANSAS ELECTRIC COOPERATIVE  
CORPORATION FOR A DECLARATORY ORDER**

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**ARKANSAS ELECTRIC COOPERATIVE CORPORATION'S  
NOTICE OF WITHDRAWAL OF  
MOTION TO COMPEL DISCOVERY FROM  
BNSF RAILWAY COMPANY**

**Michael A. Nelson  
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**Counsel for Arkansas Electric Cooperative  
Corporation**

**Dated: May 10, 2010**

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Arkansas Electric Cooperative Corporation ("AECC") withdraws its motion to compel discovery from BNSF Railway Company ("BNSF"), based on the representations of BNSF's counsel that BNSF has complied with the agreement between counsel reached at a conference held on March 5, 2010 under the auspices of Thomas Stilling, Esq., the discovery facilitator appointed by the Board. AECC reserves the right to object on any available grounds to evidence submitted by BNSF in this proceeding.

Respectfully submitted,

Michael A. Nelson  
131 North Street  
Dalton, MA 01226  
(413) 684-2044

Transportation Consultant

Dated: May 10, 2010



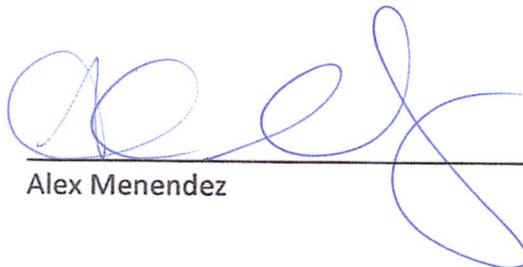
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Counsel for Arkansas Electric Cooperative  
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**CERTIFICATE OF SERVICE**

I hereby certify that on this 10th day of May 2010, I caused a copy of the foregoing to be served by first class mail, postage prepaid, on all parties of record on the service list in this action, and also by email on counsel for BNSF Railway Company.



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Alex Menendez