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February 2, 2010

Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

Re: **MC-F-21035, Stagecoach Group plc and Coach USA, Inc., et al.— Acquisition of Control — Twin America, LLC**

Dear Ms. Brown:

This letter addresses our request this morning that the Board remove the “public” version of the New York State Attorney General’s (NYSAG’s) Sur-Reply to Reply of Applicants from the Board’s website because it contains information and documents designated “CONFIDENTIAL” by Applicants under the Protective Order.

As stated in Applicants’ January 26, 2010, Motion for a Protective Order, the NYSAG had previously served on Applicants subpoenas for documents concerning the formation of Twin America. Applicants objected to the subpoenas on the grounds of scope and that jurisdiction to review the transaction rests with the Board. Nevertheless, Applicants agreed to voluntarily provide certain documents to the NYSAG in lieu of compulsory process. These documents contain confidential business information concerning the formation of Twin America as well as business and marketing strategies of Applicants. Accordingly, Applicants requested confidential treatment of the documents from the NYSAG at the time of the voluntary production.

On January 30, 2010, a day after the Board adopted a Protective Order in this case, Applicants further informed the NYSAG that all documents and information voluntarily produced to it in lieu of compulsory process were “Confidential Documents” and “Confidential Information” and thereby designated “CONFIDENTIAL” within the meaning of the Board’s Protective Order (with the exception of documents already disclosed by Applicants in their November 17, 2009, filing with the Board); and that such information should be handled as set forth in the Protective Order.

Cynthia T. Brown
February 2, 2010
Page 2

Applicants also offered to discuss any disagreements the NYSAG had with their designation of documents and information as Confidential consistent with paragraph 5 of the Protective Order which allows any party to challenge the designation by any other party of information or documents as "CONFIDENTIAL." The NYSAG, however, did not challenge Applicants' designation of its documents and information as Confidential. Nor did it discuss the Applicants' Confidential designation of any specific document with Applicants. Instead, on February 1, 2010, the NYSAG submitted a public version of its Sur-Reply to Reply of Applicants which contained Confidential Documents and Confidential Information designated "CONFIDENTIAL" under the Protective Order.

Specifically, the NYSAG submission attached (and quoted and discussed in detail) Applicants' LLC Agreement (Exhibit 1), which is a non-public document setting forth non-public, confidential business information relating to the formation, structure, and operations of Twin America -- the type of information to which competitors, potential competitors, and others involved in the sale or provision of motor carrier services would not normally have access. The NYSAG submission (including Dr. Chan's statement) also attached (and quoted) internal slides and documents (Exhibits 2 and 3; Chan Declaration Exhibits 1, 2, and 5), which contain non-public, internal business information relating to internal discussions pertaining to the negotiation, creation, and formation of Twin America, as well as financial and cost data -- again, the type of information to which competitors, potential competitors, and others involved in the sale or provision of motor carrier services would not normally have access.

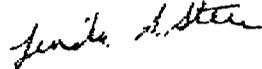
The NYSAG indicates in its Sur-Reply that it believes that Applicants' previous voluntary productions to the NYSAG of Confidential information and Confidential documents are not subject to the Protective Order because they were provided to the NYSAG before the issuance of the Protective Order. However, the NYSAG misconstrues the Protective Order. We believe that the Protective Order protects all documents and information designated "Confidential" under the Protective Order that is submitted or used in the STB proceedings after the issuance of the Protective Order. Thus, the Confidential Documents and Confidential Information discussed above, that were included in the NYSAG's Sur-Reply are protected under the Protective Order and should not be disclosed in a public filing.

Applicants offered to provide the NYSAG with a version of the NYSAG Sur-Reply, including Dr. Chan's statement, that redacted Applicants' Confidential documents and Confidential information and asked the NYSAG to refile the redacted version as an appropriate public version of its Sur-Reply, but the NYSAG declined to do so.

Cynthia T. Brown
February 2, 2010
Page 3

Consequently, Applicants request the Board to order the NYSAG to submit a public version of NYSAG's Sur-Reply, including Dr. Chan's statement, that redacts Applicants' Confidential documents and Confidential information.

Respectfully submitted,



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cc: James Yoon, Esq.