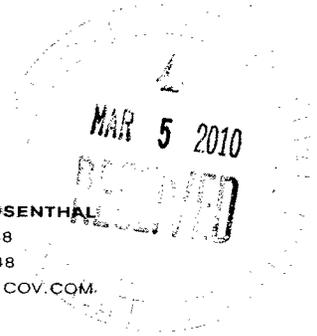


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March 5, 2010

BY HAND

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

ENTERED
Office of Proceedings

MAR 05 2010

Part of
Public Record

Re: STB Docket No. 42117, *Cargill, Inc., et al. v. Aberdeen & Rockfish Railroad Co., et al.*

Dear Ms. Brown:

In a February 17, 2010 decision, the Board extended the time for defendants to answer the original complaint in the referenced matter until March 18, 2010. On the same day as the Board issued its decision, the original complainants and two new complainants filed a "First Amended Complaint." The only difference between the two versions of the complaint is the addition of the new complainants, but if defendants had only 20 days to answer the amended complaint, the answer would be due on March 9, 2010.

Defendants Association of American Railroads and Railinc, Corp. are proceeding based on the understanding that the Board's decision has the effect of extending the time to answer the amended complaint until March 18, 2010. The undersigned has spoken with Complainants' counsel, who concurs with this understanding. If this understanding is inconsistent with the Board's understanding, please contact the undersigned.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael L. Rosenthal".

Michael L. Rosenthal
Counsel for Association of
American Railroads and
Railinc, Corp.

cc: Jeffrey O. Moreno, Esq. (counsel for Complainants)