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September 10, 2010

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

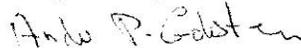
Re: Docket No. 42119, North America Freight Car Association v. Union Pacific Railroad Company

Dear Ms. Brown:

On August 13, 2010, the Board issued a decision extending to September 10, 2010 the date for the parties, jointly or separately, to file either a request for mediation or a proposed procedural schedule and holding the case in abeyance until that time. Since that date, the parties have held several conversations and have agreed to explore a settlement of their differences through private negotiations, possibly leading to mediation if a private resolution stalls. We have scheduled meetings for that purpose on September 28, to be preceded by a written outline proposal being developed by Union Pacific, and for late October. We are optimistic that a third meeting will follow.

Accordingly, both parties join in this request that the date for the negotiation/mediation process be extended to December 10, 2010, and that the proceeding be held in abeyance until that time.

Respectfully submitted,



Andrew P. Goldstein
John M. Cutler, Jr.
Attorneys for
North America Freight Car Association

cc: M. Rosenthal
L.A. Rinn