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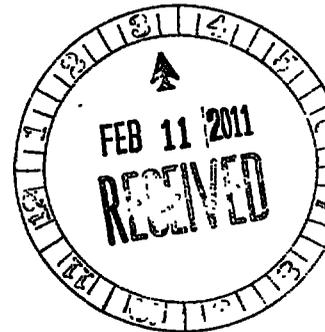
February 11, 2011

Cynthia T. Brown, Chief  
Section of Administration  
Office of Proceedings  
Surface Transportation Board  
Washington DC 20423

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Office of Proceedings

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Re: Ex Parte No. 704  
Review of Commodity, Boxcar, and TOFC/COFC Exemptions.

Dear Ms. Brown:

This is to request that I be allowed to participate at the hearing scheduled for February 24, 2011, to present an oral presentation on behalf of Samuel J. Nasca (United Transportation Union-New York State Legislative Board).

An allotment of 3 minutes is suggested.

This request was due January 31, 2011, at the time of Mr. Nasca's written submission. Owing to the unexpected large number of submissions, which were not received for review by Mr. Nasca until this week, the matter of an oral presentation was not appreciated. Moreover, it appears no other submission on behalf of railroad employees has been received by your agency.

Accordingly, for the above two reasons, it is suggested that good cause exists for waiver of the Board's January 31, 2011 deadline for UTU-NY, with leave granted for participation at the hearing, to the extent suggested.

Respectfully submitted,

*Gordon P. MacDougall*

Atty. for Samuel J. Nasca