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KAPLAN KIRSCH ROCKWELL

February 16, 2011

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

Office of Proceedings
Office of Proceedings

**RE: STB Docket No. AB-6 (Sub. No. 463X)
BNSF Railway Company – Abandonment Exemption -
in King County, WA
GNP Rly Inc.'s Petition to Vacate Notice of Interim Trail Use or Abandonment**

**STB Docket No. AB-6 (Sub. No. 465X)
BNSF Railway Company – Abandonment Exemption –
In King County, WA
GNP Rly Inc.'s Petition to Vacate Notice of Interim Trail Use or Abandonment**

**STB Finance Docket No. 35407
GNP Rly Inc. – Acquisition and Operation Exemption –
Redmond Spur And Woodinville Subdivision –
Verified Petition for Exemption Pursuant to 49 U.S.C. § 10502**

Dear Ms. Brown:

On behalf of King County, Washington, whom we represent, and on behalf of the City of Redmond, Washington and Sound Transit, who join in this letter (together, the “Regional Governments”), we write in further response to GNP Rly, Inc.’s (“GNP”) January 24, 2011, letter requesting that the parties to the above-captioned dockets meet with the Board’s Office of Public Assistance. Specifically, we write to inform the Board of recent events that make such a meeting inadvisable at this time.

On January 28, 2011, we wrote to indicate that we were willing to meet with the Board’s Office of Public Assistance and GNP. Subsequently, on February 2, 2011, creditors of GNP filed an Involuntary Petition For Relief against GNP in the U.S. Bankruptcy Court for the Western District of Washington. On February 7, 2011, GNP filed a motion with the Board to hold these proceedings in abeyance for 60 days because the bankruptcy proceedings affect “GNP’s ability to pursue the relief sought” in these proceedings.

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Although we oppose GNP's request to hold these proceedings in abeyance, as indicated in the separate document filed by the Regional Governments on February 15, 2011, we believe no purpose would be served by going forward with the meeting with the Office of Public Assistance at this time. The pending Bankruptcy proceedings call into question GNP's ability, both legally and practically, to carry out any undertaking. Accordingly, it would make little sense for the Board and the parties to meet.

We thank the Board for its continuing assistance in this matter.

Sincerely,



Charles A. Spitulnik

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused to be served a copy of the foregoing letter dated February 16, 2011, filed in STB Finance Docket No. 35407, Docket Nos. AB-6 (Sub-No. 463X) and AB-6 (Sub-No. 465X) to be served by first class mail, postage prepaid upon the following:

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Charles A. Spitulnik

Dated this 16th day of February, 2011