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Via e-filing

January 11, 2010

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

**Re: Docket No. 35305, Arkansas Electric Cooperative Corporation –  
Petition for Declaratory Order**

Dear Chief Brown:

AES Shady Point, Inc. ("AES") hereby withdraws its notice of intent to participate in the above-captioned proceeding. Pursuant to this withdrawal notice, AES will not be a party of record in this proceeding and thus will not be responding to the discovery propounded upon it by BNSF Railway Company.

If there are any questions regarding this matter, please do not hesitate to contact the undersigned counsel for AES.

Sincerely,



Sandra L. Brown  
*Attorney for AES Shady Point, Inc.*

ENTERED  
Office of Proceedings  
JAN 11 2010  
Part of  
Public Record

cc: Samuel M. Sipe, Jr. Counsel for BNSF (Via courier)  
Parties of Record (via U.S. Mail)