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September 10, 2010

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423-0001

**RE: Finance Docket No. 35380, San Luis & Rio Grande Railroad
Petition for a Declaratory Order**

Dear Ms. Brown:

I am writing on behalf of the San Luis & Rio Grande Railroad ("SLRG") in connection with the above-captioned declaratory relief proceeding.

On August 26, 2010, I advised the Board that SLRG had recommenced negotiations with citizens in Conejos County in an effort to resolve their dispute over the Antonito truck-to-rail transload facility. Accordingly, SLRG agreed to join with local citizens in asking the Board to hold this proceeding in abeyance until at least September 11.

Although the parties have met, they are still unable to reach an agreement on the issues, and there is no clear resolution to the matter. Consequently, SLRG requests that the Board restore this matter to the active-docket with public

comments due 30 days from the date of this letter or approximately October 10 and SLRG's reply due 15 days later or approximately October 25. SLRG requests that the Board issue a decision acknowledging its request.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. D. Hefner", with a long horizontal flourish extending to the right.

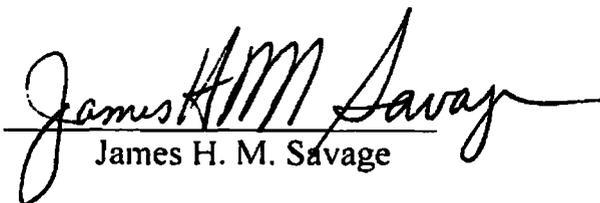
John D. Hefner

SLRG counsel

cc: Steve Atencio, Esq.
Ms. Mary Alice Trujillo

CERTIFICATION OF SERVICE

I, James H. M. Savage, an attorney-at-law of the District of Columbia, certify that I have served this day a true copy of the within pleading by electronic mail upon Stephane W. Atencio, Esq. and by First Class Mail upon Mary Alice Trujillo.


James H. M. Savage

Dated: September 10, 2010