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February 10, 2011

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

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SOUTH SPRINGWAY  
424 SOUTH 27TH STREET  
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PITTSBURGH, PA 15203  
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Re: Allegheny Valley Railroad Company ("AVRR") – Petition for  
Declaratory Order – William Fiore  
Finance Docket No. 35388, Filed July 9, 2010

FOURTH FLOOR  
7500 BROOKLINE DRIVE  
WILKES-BARE, PA 15090  
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Dear Ms. Brown:

Our firm represents Mr. William Fiore who has a direct interest in the above-referenced Petition. We are writing to reiterate our request on behalf of Mr. Fiore that the Board expedite resolution of this matter. AVRR has also requested an expedited handling of the matter in the cover sheet to its Petition Filed July 9, 2010. Particularly, we ask that the Board expedite issuance of the advisory opinion requested by the Order of Honorable Ronald W. Folino in the matter *William Fiore v. Allegheny Valley Railroad Company, et al.*, Court of Common Pleas of Allegheny County, Pennsylvania, Civil Division No. GD-10-001721, entered July 6, 2010, which Order is attached as Exhibit C to the above referenced Petition (a copy of the Order is enclosed).

Please do not hesitate to contact the undersigned with any questions regarding this request.

Respectfully submitted,

Kathleen C. McConnell

Office

Encl.

cc w/encl.: Honorable Ronald W. Folino  
Richard R. Wilson, Esq.  
Kathleen Jones Goldman, Esq.  
Russell P. Mills, Esq.  
Mr. William Fiore



(2) All proceedings in this docket, except ongoing discovery, are stayed pending receipt of the Board's Declaratory Order.

(3) All statutes of limitation with respect to the time for filing or service of the claims alleged in the Complaint against all defendants named therein are tolled pending receipt of the Board's Advisory Opinion.

A handwritten signature in black ink, appearing to read 'i2l + d', written over a horizontal line.

Ronald W. Folino (JUDGE)

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