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BEFORE THE
SURFACE TRANSPORTATION BOARD

STB FINANCE DOCKET NO. 34514

RARITAN CENTRAL RAILWAY, L.L.C.
-- OPERATION EXEMPTION --
HELLER INDUSTRIAL PARKS, INC.



EXPEDITED ACTION REQUESTED

**CLARIFICATION TO SUPPLEMENTAL STATEMENT OF NORFOLK SOUTHERN
RAILWAY COMPANY IN SUPPORT OF PETITION TO STAY EXEMPTION**

John V. Edwards
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Attorney for Norfolk Southern Railway
Company

Dated: June 25, 2004

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Norfolk Southern Railway Company ("NS") hereby provides this short clarification to its Supplemental Statement filed in the above-referenced action. Although the Surface Transportation Board's regulations normally preclude a reply to a reply, Raritan Central Railway ("Raritan") has materially mischaracterized NS's statement to the point that the record has to be made clear.

In its Supplemental Statement, NS stated:

Shippers in Heller Park today have non-discriminatory access to two Class I carriers through Conrail switching. If the Board does not issue the requested stay, and instead permits the Notice of Exemption to become effective, then as of August 15, 2004, there will be apparent authority to eliminate that competitive and non-discriminatory access, and the customers at the industrial park will become solely served *by Raritan*. Raritan should not be permitted to (mis)use the Board's Notice of Exemption procedures to reduce the competitive access to customers in the industrial park, and take on the mantle of a common carrier that cannot be evicted except through "adverse abandonment" proceedings, without regulatory oversight.

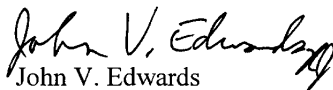
Supplemental Statement of Norfolk Southern Railway Company in Support of Petition to Stay
Exemption, at page 2 (emphasis added). Raritan Central Railway, L.L.C. ("Raritan")
mischaracterizes this as follows:

NS' adds that Raritan would replace Conrail's current competitive,
nondiscriminatory access to both CSXT and NS with access to just
one carrier, CSXT.

Reply of Raritan Central Railway, L.L.C. to Petition for Stay at 5.

Although it should have been apparent from NS's submission, NS raised the issue that
should the Board approve, in the face of a challenge, a notice of exemption claiming that Raritan
Central has the exclusive rights to serve the Raritan Center, there will be apparent authority to
eliminate that competitive and non-discriminatory access now provided to the shippers located
within the park. Currently, NS and CSXT have the right to serve customers in the park, either
directly or via non-discriminatory Conrail service. Raritan's notice of exemption would have the
Board eliminate that right of direct service for both NS and CSXT, as well as the non-
discriminatory Conrail service.

Respectfully submitted,


John V. Edwards

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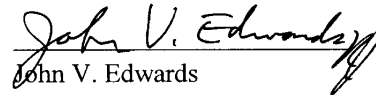
Dated: June 25, 2004

CERTIFICATE OF SERVICE

I certify that on this 25st day of June, 2004, I have had the foregoing Clarification to Supplemental Statement of Norfolk Southern Railway Company in Support of Petition for Stay hand delivered to John Heffner and by overnight courier on Ellen Carpenter, in each case at the address set forth below:

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