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Office of Proceedings
February 8, 2019
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February 8, 2019

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: STB Finance Docket No. 35982, *Jackson County, Missouri – Acquisition and Operation Exemption – Union Pacific Railroad Company*

Dear Ms. Brown:

On December 23, 2015, Jackson County filed a Verified Notice of Exemption under 49 C.F.R. § 1150.31 to acquire from Union Pacific Railroad Company and to operate a rail line in Jackson County, Mo. On October 22, 2018, Petitioners¹ filed a petition asking the Board to revoke the Exemption. Jackson County filed a Reply on November 13, 2018. Petitioners filed a Notice of Additional Authority on January 4, 2019 and a Notice of Supplemental Information on January 10, 2019. On February 5, 2019, the Board issued a decision instituting a proceeding and establishing a procedural schedule.

Counsel for Jackson County and Petitioners have conferred and hereby jointly request that the Board commence mediation, appoint a Board employee as mediator, and hold this proceeding in abeyance pursuant to 49 C.F.R. §§ 1109.2, 1109.3(a) and (e). This proceeding is eligible for mediation under 49 C.F.R. § 1109.1.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin M. Sheys', written over the typed name.

Kevin M. Sheys
Counsel for Jackson County

cc: Elizabeth A. McCulley
Thomas S. Stewart
Counsel for Petitioners

¹ Deborah S. Groh, DJJHS Enterprises, LLC, JHB & MEB Enterprises, LLC, David W. Wells, Dawn R. Wells, Current Properties Investments, LLC, and Nephrite Fund 1, LLC.

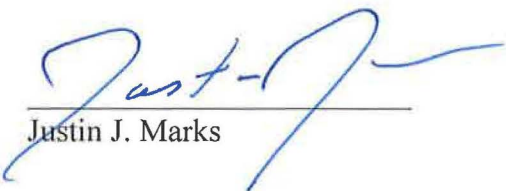
CERTIFICATE OF SERVICE

I certify that on February 8, 2019, a true copy of the foregoing letter was served via email upon the following parties of record:

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