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BEFORE THE
SURFACE TRANSPORTATION BOARD

STB DOCKET NO. AB 1239 (SUB-NO. 3X)

CITY OF TACOMA, DEPARTMENT OF PUBLIC UTILITIES D/B/A TACOMA
RAIL
--DISCONTINUANCE OF SERVICE EXEMPTION--
IN PIERCE COUNTY, WASHINGTON

**OBJECTION TO PETITION FOR SURREBUTTAL BY CITY OF TACOMA
DEPARTMENT OF PUBLIC UTILITIES D/B/A TACOMA RAIL**

David M. Tall
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**ATTORNEY FOR TACOMA STEEL
SUPPLY, INC. AND TSSI, LLC**

Dated: April 24, 2023

BEFORE THE
SURFACE TRANSPORTATION BOARD

STB DOCKET NO. AB 1239 (SUB-NO. 3X)

CITY OF TACOMA, DEPARTMENT OF PUBLIC UTILITIES D/B/A TACOMA
RAIL
--DISCONTINUANCE OF SERVICE EXEMPTION--
IN PIERCE COUNTY, WASHINGTON

COMES NOW, Tacoma Steel and interested party TSSI, LLC and hereby
object to the petition for allowance of surrebuttal by Tacoma Rail. On the following
bases:

1. Tacoma Rail does not demonstrate the required prejudice to allow for leave
for the Surface Transportation Board to consider a surrebuttal.
2. The surrebuttal contains hearsay not supported in the record.
3. The Surface Transportation Board should not grant a summary
discontinuance, but rather set the appropriate hearing for development of the
record upon which to form a decision.

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Date: April 24, 2023

Respectfully submitted,

OSERAN HAHN P.S.

By: /s/DAVID M. TALL

David M. Tall, WSBA No. 12849

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**ATTORNEYS FOR TACOMA
STEEL SUPPLY, INC. AND TSSI,
LLC**

Certificate of Service

49 C.F.R. § 1104.12 – Service of Pleadings

I certify that I have this day, transmitted for services, copies of document upon all parties of record in this proceeding, by the method identified below:

Robert A. Wimbish Fletcher & Sippel LLC 29 North Wacker Drive, Suite 800 Chicago, IL 60606-3208 Email: rwimbish@fletcher-sippel.com Attorney for City of Tacoma, Department of Public Works D/B/A Tacoma Rail	Served by: Email
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Date: April 24, 2023

/s/ Brittany Ferguson
Brittany Ferguson
Paralegal, Oseran Hahn P.S.