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May 19, 2008

Victoria Rutson, Esq.
Chief, Section of Environmental Analysis
Surface Transportation Board
Room 1106
395 E Street, SW
Washington, DC 20423-0001

Re: Finance Docket No. 35131, Vaughan Railroad Company - Construction and Operation of a Line of Railroad - in Monongalia County, West Virginia

Dear Ms. Rutson:

Following up on the Prefiling Notice submitted to your office on April 7, we are pleased to report that Consol Energy, Inc., on behalf of its subsidiary the Vaughan Railroad Company, has selected **Dawkins Environmental Consultants**, of Springville, Alabama ("Dawkins"), to serve as the Independent Third Party Contractor assisting the Surface Transportation Board in its environmental analysis of the subject proposed rail line construction and operation, in accordance with 49 C.F.R. §1105.10(d).

We respectfully request that your office approve the selection of Dawkins to serve as the Third Party Contractor for this proceeding. If you have any questions, please contact the undersigned at (202) 536-8353.

With best regards,

Sincerely,



Donald G. Avery

An attorney for the Vaughan Railroad Company

cc: Danielle Gosselin, Esq. (SEA)
Ms. Carole Dawkins
Michael McClean, Esq. (Consol)
Mr. Raymond Perr (Consol)