

# FRANKLIN & MARSHALL

October 29, 2008

Mr. William J. Cluck, Esq.  
587 Showers Street  
Harrisburg, PA 17104

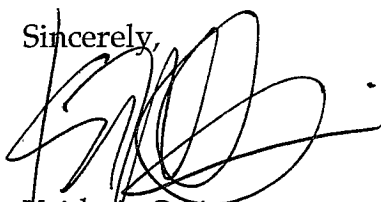
Dear Mr. Cluck:

I am in receipt of your October 20, 2008 correspondence and I was pleased to see that unlike your statements to the press, your letter clearly acknowledged that the 1987 Preliminary Assessment Report was not an assessment of the property proposed for the new rail yard.

We have strived to answer all questions posed to us in great detail. We have also exhaustively investigated the site, satisfied all requirements and procedures for DEP's Act 2 program, conducted an extensive public involvement program, and have secured DEP's approval of our clean up plan. We have not received any new and relevant information or question that has not been previously addressed through our studies, DEP submittals, public participation activities, web site postings and written answers to questions posed by neighbors.

The project partners are moving ahead with the project, and in doing so, will remain diligent in providing the neighbors and the press with accurate and complete information about the project at appropriate milestones.

Sincerely,



Keith A. Orris  
Vice President for Administrative Services and External Affairs

cc: Don Welsh, EPA Region 3 Administrator  
Kathleen Anderson, Chief, EPA Region 3 Site Assessment & Non-NPL  
Federal Facilities Branch  
John Hanger, PADEP  
Kathleen Horvath, PADEP  
Eric G. Madden, PennDot  
Greg Vaughn, PennDot  
Deborah Suci Smith, FHWA

James Warner, Executive Director,  
Lancaster County Solid Waste Management Authority  
Tom Beeman, Lancaster General  
Jan Bergen, Lancaster General  
Rick Crawford, Norfolk Southern  
Rudy Husband, Norfolk Southern  
Joel Bolstein, Esquire  
Manheim Township Board of Commissioners  
Lancaster Township Board of Supervisors  
East Hempfield Board of Supervisors  
The Honorable J. Richard Gray, Mayor, City of Lancaster  
The Honorable Louise B. Williams, President, Lancaster City Council  
The Honorable Arlen Specter, Senator, U.S. Senate  
The Honorable Robert P. Casey, Jr., Senator, U.S. Senate  
The Honorable Joe Pitts, Congressman, U.S. House of Representatives  
The Honorable Edward G. Rendell, Governor, State of Pennsylvania  
The Honorable Gibson E. Armstrong, Senator, Pennsylvania State Senate  
The Honorable Michael W. Brubaker, Senator, Pennsylvania State Senate  
The Honorable P. Michael Sturla, Representative, PA House of Representatives  
The Honorable John C. Bear, Representative, PA House of Representatives  
The Honorable Katie True, Representative, PA House of Representatives  
Bob Desmarais, Old School Lane Hills Neighborhood Association  
Michael W. Davis, Esquire  
Ned Wehler, ARM Group  
Richard Cross, Gannett Fleming  
Gary R. Brown, RT Environmental Services  
Jack Buckwalter, Lancaster Newspapers  
Ray Shaw, Editor, Intelligencer Journal  
Ernest J. Schreiber, Editor, Lancaster New Era  
Jack Brubaker, Lancaster New Era  
Michael Yoder, Intelligencer Journal  
Gil Smart, Sunday News  
Marv Adams, Editor, Sunday News