

October 19, 2004

Docket Clerk  
DOT Docket Management Facility  
Room PL-401 (Plaza Level)  
400 7<sup>th</sup> Street, SW.,  
Washington, DC 20590

RE: FRA-2004-17989

Dear Sir or Madam:

On Wednesday, October 13, 2004, an oral hearing was held regarding the above captioned waiver request by the Canadian Pacific Railway (CP), for its subsidiaries, the Soo Line and the Delaware and Hudson Line. At this hearing, I presented oral testimony on behalf of the Brotherhood of Railway Carmen, Division of the Transportation•Communications International Union, (BRC) in opposition to the waiver request. There was a mistake in this oral testimony regarding the number of employees the BRC represents on the Soo Line and the Delaware and Hudson Line. The oral testimony incorrectly indicated that the BRC currently represent approximately 60 employees on the CP. The BRC currently represents 203 employees on the Soo Line and the Delaware and Hudson Line who would be affected by this waiver. Please make this correction to the record.

Sincerely,

/s/ **Richard A. Johnson**

Richard A. Johnson  
General President.