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CIRCUIT COURT FOR
BALTIMORE CITY

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CSX TRANSPORTATION, INC.
500 Water Street
Jacksonville, FL 32202

CIVIL DIVISION *

IN THE
CIRCUIT COURT

Plaintiff,

FOR

BALTIMORE CITY

v.

MARYLAND DEPARTMENT
OF THE ENVIRONMENT
1800 Washington Boulevard
Baltimore, MD 21230

Case No.: _____

Defendant.

* * * * *

**MARYLAND DEPARTMENT OF THE ENVIRONMENT'S RESPONSE
TO PLAINTIFF'S MOTION FOR TEMPORARY RESTRAINING ORDER**

The Maryland Department of the Environment ("MDE" or the "Department") responds to the Motion for Temporary Restraining Order filed by Plaintiff CSX Transportation, Inc.

Plaintiff seeks to prevent MDE from releasing, under the Maryland Public Information Act ("PIA"), certain information provided to MDE by the Plaintiff that the Plaintiff considers to be confidential and non-disclosable under the PIA.

MDE believes its decision to release this information in response to PIA requests from Associated Press and McClatchy Newspapers is lawful under the PIA, but agrees not to release this information pending a decision by this court. Consequently, there is no

need for a restraining order. However, given the public's strong interest in disclosure of the Plaintiff's information, MDE respectfully requests that a hearing on the merits be expedited.

Respectfully Submitted,

DOUGLAS F. GANSLER
Attorney General of Maryland



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