Exhibit 35

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of	)	
	)	
Maritime Communications/Land Mobile LLC	)	
And Southern California Regional Rail	)	
Authority	)	WT Docket No. 10-83
Applications to Modify License and Assign	)	
Spectrum for Positive Train Control Use, and	)	FCC File Nos. 0004153701 and
Request Part 80 Waivers	)	0004144435

Surreply Comments

Southern California Regional Rail Authority ("SCRRA"), by its attorneys, hereby files these Surreply Comments in response to the "Reply to Comments" filed by Environmentel LLC, Verde Systems LLC, Intelligent Transportation & Monitoring Wireless LLC, Telesaurus Holdings GB LLC, Skybridge Spectrum Foundation, and Warren Havens (collectively, "Havens")[1] in the above-captioned docket on May 10, 2010 (the "Reply Comments").

SCRRA will not address Havens' cost/benefit analysis regarding positive train control ("PTC") -- there is no precedent for the Bureau to consider such issues, and in any case, it is uncontested that SCRRA is subject to a federal mandate to implement PTC, regardless of cost. Similarly, SCRRA will not address Havens' allegations regarding whether the proposed purchase of AMTS spectrum is a "sole source" acquisition, since again there is no precedent for the Bureau to consider issues of California government contracting law.

SCRRA will address only Havens' bizarre allegations (at page 8) that because SCRRA's internal documents show that it may not immediately use the entire 1 MHz of AMTS spectrum to be

[1] Warren Havens is the President of each of the filing entities.

assigned, this somehow constitutes a "lack of candor" which calls into question SCRRA's qualification as an FCC licensee, and the public interest in the grant of the applications at issue in this proceeding. As an initial matter, it should be noted that Section 2.2(a) of the Purchase Agreement (which was filed with the assignment application in FCC File No. 000414435) specifically provides that SCRRA may choose to purchase less than the entire 1 MHz Block from Maritime Communications/Land Mobile. Accordingly, nothing is being withheld from the Commission.

Furthermore, while the entire 1 MHz of spectrum may be more than is necessary for SCRRA's immediate needs for provision of PTC, until PTC is actually implemented in a particular area, no one can know with certainty how much spectrum will ultimately be required for the efficient and effective provision of PTC service. In addition, as PTC services develop and become more complex and sophisticated, it is almost certain that they will require even more spectrum than required at roll out. Thus, SCRRA is merely being prudent here in proposing acquisition of up to the entire 1 MHz A-Block in its service area.

In sum, Havens' irrational assertions regarding "lack of candor" on the part of SCRRA are baseless.

Respectfully submitted,

SOUTHERN CALIFORNIA
REGIONAL RAIL AUTHORITY

By: /s/ Paul J. Feldman
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May 17, 2010

DECLARATION OF DARRELL MAXEY

I, Darrell Maxey, Director of Engineering and Construction for Southern California Regional Rail Authority, hereby declare, under penalty of perjury, that I have reviewed the Surreply to which this Declaration is attached, and the facts contained therein are true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 14, 2010.

Darrell D. Maxey

Darrell Maxey

CERTIFICATE OF SERVICE

I, Joan P. George, an assistant in the law firm of Fletcher, Heald & Hildreth, P.L.C., do hereby certify that a true copy of the *Surreply Comments* was sent this 17th day of May, 2010, via email where indicated, and via United States First Class Mail, postage prepaid, to the following:

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