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EXHIBIT: A

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LETTER OF SAFETY CONCERN

June 1, 2011

Mr. David Kivi
Coordinator of Transportation and Traffic Engineering
City of Greater Sudbury
1800 Frobisher Street
Sudbury, Ontario
P3A 5P3

Dear Mr. Kivi:

I am a Railway Safety Inspector designated by the Minister of Transport under Section 27.(1) of the *Railway Safety Act (RSA)*.

On May 27th 2011, CN Rail called a site meeting to discuss safety concerns at the crossing located near the intersection of Cote Blvd (Regional Road #80) and Capreol Road (Regional Road 84) known as Mile 271.52 Bala Subdivision. During the site meeting, it was observed that a "Stop Sign" is located 80 feet west of the nearest rail of the crossing governing westbound traffic on Cote Blvd.

It was further observed that long tractor trailer trucks use this crossing on a regular basis. When these trucks approach the stop sign, some of the trucks pull a significant distance past the stop sign and into the intersection in order to avoid the tail end of their trailers fouling the railway tracks. However, a number of trucks do not pull ahead of the stop sign and therefore leave a portion of their truck foul of the crossing.

Additionally, it was observed, on a number of occasions, other vehicular traffic stopped behind the trucks fouling the railway crossing, despite signage east of the crossing advising traffic not to stop on the tracks. One such vehicle stopped on the tracks positioning the driver directly between the rails.

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In light of the above observations, Transport Canada, Rail Safety, is concerned that:

The current modus-operandi of this intersection does not allow for the egress of long trucks, fouling the crossing while stopped at the stop sign, or vehicles stopped, fouling the crossing, waiting for traffic ahead to move past the stop sign into the intersection. This could potentially result in a vehicle being trapped on the crossing on the approach of a train resulting in the train striking the vehicle foul of the track and causing significant injury and/or property damage.

Please advise this office, in writing, no later than June 15th 2011 how the City of Sudbury intends to follow-up on these safety concerns. Please include any interim measures, pending the implementation of permanent corrective measures.

Should you require additional information on this matter, please do not hesitate to contact Jeffrey Young, at 416-973-5902 or by e-mail at Jeffrey.young@tc.gc.ca.

Yours sincerely,

Jeffrey A. Young, CET
Railway Safety Inspector
Surface Branch

cc: Kate Ash, CN Rail