



Office of the Secretary

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

June 13, 2005

Charles E. Bachman, Esq.
O'Melveny & Myers LLP
Times Square Tower
7 Times Square
New York, NY 10036

Re: *Arch Coal, Inc.'s Acquisition of Certain Assets of Triton Coal Company, L.L.C.,
FTC File No. 031-0191*

Dear Mr. Bachman:

On September 10, 2004, the Federal Trade Commission, pursuant to Rule 3.26(c), issued an Order withdrawing the proceeding against Arch Coal, Inc., New Vulcan Holdings, LLC, and Triton Coal Company, LLC from adjudication.

Upon further review of this matter, it now appears that no additional action is warranted by the Commission at this time. Accordingly, the investigation has been closed. This action is not to be construed as a determination that a violation may not have occurred. The Commission reserves the right to take such further action as the public interest may require.

By direction of the Commission, Commissioner Harbour dissenting.

Donald S. Clark
Secretary