

Clerk of the House of Representatives
Legislative Resource Center
B-106 Cannon Building
Washington, DC 20515

Secretary of the Senate
Office of Public Records
232 Hart Building
Washington, DC 20510

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LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) -All Filers Are Required to Complete This Page

1. Registrant Name E. Del Smith & Co. Inc.			
2. Registrant Address <input type="checkbox"/> Check if different than previously reported Address 1130 Connecticut Avenue N.W. #650 City Washington State/Zip (or Country) DC 20036			
3. Principal Place of Business (if different from line 2) City _____ State/Zip (or Country) _____			
4. Contact Name Sandra Ptak	Telephone 202-822-8300	E-mail (optional)	5. Senate ID 35640-494
7. Client Name <input type="checkbox"/> Self Orange County Rail			6. House ID 32884049

TYPE OF REPORT 8. Year 2004 Midyear (January 1-June 30) OR Year End (July 1-

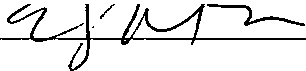
9. Check if this filing amends a previously filed version of this report

10. Check if this is a Termination Report >> Termination Date _____

11. No Lob

INCOME OR EXPENSES - Complete Either Line 12 OR Line 13

12. Lobbying Firms	13. Organizations
<p>INCOME relating to lobbying activities for this reporting period was:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input checked="" type="checkbox"/> >> \$ <u>\$40,000.00</u> Income (nearest \$20,000)</p> <p>Provide a good faith estimate, rounded to the nearest \$20,000 of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).</p>	<p>EXPENSES relating to lobbying activities for this reporting period were:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input type="checkbox"/> >> \$ _____ Expenses (nearest</p> <p>14. REPORTING METHOD. Check box to indicate accounting method. See instructions for description</p> <p><input type="checkbox"/> Method A. Reporting amounts using LDA definition</p> <p><input type="checkbox"/> Method B. Reporting amounts under section 6013(e) of the Internal Revenue Code</p> <p><input type="checkbox"/> Method C. Reporting amounts under section 162(m) of the Internal Revenue Code</p>

Signature  Date 8/13/2004

Printed Name and Title E. Del Smith - President, and CEO F

Registrant Name: E. Del Smith & Co. Inc.

Client Name: Orange County Rail

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.

15. General issue area code BUD (one per page)

16. Specific Lobbying issues
Federal Budget appropriations

17. House(s) of Congress and Federal agencies contacted Check if None
House of Representatives
Senate

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
Esposito, Sante	
Lyerly, R.J.	
Smith, E. Del	

19. Interest of each foreign entity in the specific issues listed on line 16 above Check if None

Signature _____ Date **8/13/2004**

Printed Name and Title **E. Del Smith - President, and CEO** P

Registrant Name: E. Del Smith & Co. Inc.

Client Name: Orange County Rail

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. **Using a separate page for each code, provide information as requested. Attach additional page(s) as needed.**

15. General issue area code TRA (one per page)

16. Specific Lobbying issues

Department of Transportation regulatory relief, Senator Boxer and Senator Feinstein support for rail low release congestion.

TEA-21

17. House(s) of Congress and Federal agencies contacted

Check if None

**House of Representatives
Senate**

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
Esposito, Mike	
Esposito, Sante	
Smith, E. Del	

19. Interest of each foreign entity in the specific issues listed on line 16 above

Check if None

Signature _____ Date 8/13/2004

Printed Name and Title E. Del Smith - President, and CEO F