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SERVICE DATE – DECEMBER 4, 2019

SURFACE TRANSPORTATION BOARD

Docket No. FD 36347

BESSEMER AND LAKE ERIE RAILROAD COMPANY
—ACQUISITION AND OPERATION—
CERTAIN RAIL LINES OF CSX TRANSPORTATION, INC. IN ONONDAGA, OSWEGO,
JEFFERSON, SAINT LAWRENCE, AND FRANKLIN COUNTIES, N.Y.

Decision No. 2

Decided: December 3, 2019

NOTICE TO THE PARTIES:

The attached service list has been compiled from notices of intent to participate submitted in accordance with the procedural schedule set forth in this proceeding as described in Decision No. 1, served on November 8, 2019.¹ 84 Fed. Reg. 60,468.

Each person actively participating as a Party of Record in this proceeding must, by December 16, 2019, serve a copy of all filings submitted so far in this proceeding on each Party of Record (designated on the attached service list as “Party of Record”) to the extent such filings have not previously been served upon such other parties. Each Party of Record also will be required to file with the Board, by December 16, 2019, a certificate of service, indicating that the service required by the preceding sentence has been accomplished.

All filings, referring to Docket No. FD 36347, must be filed with the Surface Transportation Board either via e-filing or in writing addressed to 395 E Street, S.W., Washington, DC 20423-0001.

Every filing made by a Party of Record after the service date of this notice must have its own certificate of service indicating that all Parties of Record on the service list have been served with a copy of the filing. As stated in Decision No. 1, Members of the United States Congress and Governors are not Parties of Record and, therefore, need not be served with copies of filings, unless any such Member of Congress or Governor has requested to be, and is designated as, a Party of Record.

¹ The Board received a late-filed notice of intent to participate in this proceeding from Gordon P. MacDougall, counsel for Samuel J. Nasca, for and on behalf of SMART-Transportation Division-New York State Legislative Board (SMART/TD-NY). Because no party will be prejudiced by the late filing of this notice of intent to participate, the Board accepts the late-filed notice, and Mr. MacDougall will be added to the service list as a Party of Record, representing SMART/TD-NY.

All persons on the attached service list should review the list and determine whether information about their address and status (as a Party of Record or Non-Party) is correct. The list reflects the Board's policy of allowing only one official representative per party to be placed on the service list as a Party of Record. In this proceeding, if a request was made in the notice of intent to participate to have more than one name added to the service list as a Party of Record representing a particular entity, the extra name was added to the service list as a "Non-Party." Any person designated as a Non-Party will receive copies of Board decisions, orders, and notices but not copies of official filings. All filings can be viewed on the Board's website. Persons seeking to change their status must accompany that request with a written certification that he or she has complied with the service requirements set forth at 49 C.F.R. § 1180.4, and any other requirements set forth in Decision No. 1 and this notice.

Requests to change or correct service list information, or to be deleted from the service list, must be filed **in writing** with the Board by December 16, 2019. Parties must submit such requests either via the Board's e-filing format or in writing with the Board.

By the Board, Allison C. Davis, Director, Office of Proceedings.

SERVICE LIST

PARTY OF RECORD

James D. Phillips
Canadian/American Border Trade Alliance
P.O. Box 929
Lewiston, NY 14092
United States

Represents: Canadian/American Border Trade Alliance

PARTY OF RECORD

Louis E. Gitomer
Law Offices of Louis E. Gitomer, LLC
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Represents: CSX Transportation, Inc.

PARTY OF RECORD

Jeffrey A. Bartos
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Represents: The Transportation Communications Union/IAM and the International Association of Machinists and Aerospace Workers, AFL-CIO

PARTY OF RECORD

Bethann Rooney
The Port Authority of New York and New Jersey
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Represents: The Port Authority of New York and New Jersey

PARTY OF RECORD

Richard S. Edelman
Mooney, Green, Saindon, Murphy and Welch PC
1920 L Street, N.W., Suite 400
Washington, DC 20036
United States

Represents: Brotherhood of Maintenance of Way Employes Division/IBT; Brotherhood of Railroad Signalmen; International Association of Sheet Metal, Air, Rail, and Transportation Workers-Mechanical Division

PARTY OF RECORD

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PARTY OF RECORD

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Represents: Transport Workers Union of America

PARTY OF RECORD

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Represents: Attis Ethanol Fulton, LLC

PARTY OF RECORD

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PARTY OF RECORD

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Represents: Bessemer and Lake Erie Railroad Company

PARTY OF RECORD

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PARTY OF RECORD

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Represents: North Country Chamber of Commerce

PARTY OF RECORD

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Represents: New York & Ogdensburg Railway Co.

PARTY OF RECORD

Gordon P. MacDougall
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Represents: Samuel J. Nasca, SMART-Transportation Division-New York State Legislative Board

NON-PARTY

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NON-PARTY

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