



Surface Transportation Board
Washington, D.C. 20423-0001

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January 21, 2020

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Chairman Ann Begeman
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

RE: STB Docket No. FD 35743, Application of the National Railroad Passenger Corporation Under 49 U.S.C. § 24308(a)—Canadian National Railway Company

Dear Chairman Begeman:

By your letter dated August 12, 2019, you appointed the Federal Mediation and Conciliation Service (FMCS) to serve as lead mediator in the above-referenced matter. We were appointed to assist in the mediation.

On behalf of both the FMCS and STB mediators, we write to inform you that the mediation team met with the parties multiple times over the last several months, but the parties ultimately were unable to reach a settlement. Accordingly, as required by the decision served on August 9, 2019, in this docket, we are hereby providing notice that the mediation has ended. As required by the Board's regulations, we will remain recused from the formal proceeding. As such, we will continue to remain available to the parties as mediators should they decide to reactivate mediation at a later date.

Sincerely,

Brian O'Boyle
Office of Public Assistance,
Governmental Affairs &
Compliance

Francis O'Connor
Office of Economics

cc: Kathryn Gainey, Canadian National
David Hirsh, Counsel for Canadian National
William Herrmann, Amtrak
Jim Blair, Amtrak
Martin Oberman, Vice Chairman, Surface Transportation Board
Patrick Fuchs, Board Member, Surface Transportation Board
David Moora, Federal Mediation & Conciliation Service
Eileen Hoffman, Federal Mediation & Conciliation Service