



Surface Transportation Board
Washington, D.C. 20423-0001
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Office of the General Counsel

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Meeting under Section 5, STB Reauthorization Act

December 17, 2019

Present: Members Begeman, Fuchs, and Oberman
Staff William Brennan, Rachel Campbell, Anika Cooper, Allison Davis, Ellen
Erichsen, Sarah Fancher, Michael Higgins, Kim Hillenbrand, Craig Keats,
Rebecca Morrow, Lisa Novins, Valerie Quinn, John Rackson, Julie Waddell,
Scott Zimmerman

Topic: Docket No. EP 757, Policy Statement on Demurrage and Accessorial
Rules and Charges

Summary of the Matters Discussed, Prepared by General Counsel Craig Keats:

At this meeting, staff and Board Members reviewed the comments and replies filed by railroad, shipper, and warehouse/third-party logistics interests in response to the Notice of Proposed Statement of Board Policy issued on October 7, 2019. The notice proposed that the Board would provide information with respect to certain principles that the Board expects to consider in individual cases related to demurrage and accessorial rules and charges. Staff and Members discussed the various issues and options raised by the commentary presented.

In particular, staff and Board Members discussed the following issues:

1. Background of the proceeding and the nature of the proposals made.
2. Additional information provided by the various commenters.
3. Agency precedent on various issues raised.
4. Next steps.