



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

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Meeting under Section 5, STB Reauthorization Act February 25, 2021

October 22, 2019

Part of
Public Record

Present: Members Begeman, Fuchs, and Oberman
Staff Ian Anderson, Jessica Caine, Rachel Campbell, Carolyn Chachkin,
Anika Cooper, Allison Davis, Ellen Erichsen, Amanda Gorski, Kim
Hillenbrand, Craig Keats, Lisa Novins, Robert Plum, Amy Ziehm, Scott
Zimmerman

Topic: Docket No. FD 36347, Bessemer and Lake Erie R.R. Co.—
Acquisition and Operation—Certain Rail Lines of CSX Transp., Inc. in
Onondaga, Oswego, Jefferson, Saint Lawrence, and Franklin Counties, NY

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

At this meeting, staff briefed Board Members on the Application for a Minor Transaction filed by Bessemer and Lake Erie Railroad Company (B&LE). In its Application, B&LE, an indirect wholly owned rail carrier subsidiary of Canadian National Railway Company, seeks approval to purchase from CSX Transportation, Inc., approximately 236.3 miles of rail line located between Woodard, NY and the U.S./Canada border near Fort Covington, NY.

Staff and Board Members discussed the following issues:

1. The nature of the proposed transaction.
2. The statutory and regulatory requirements for accepting an application and for designating transactions as “major,” “significant,” or “minor.”
3. B&LE’s arguments regarding the “minor” nature of the proposed transaction.
4. Board precedent regarding transaction designations.
5. B&LE’s proposed procedural schedule.