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March 16, 2021

ENTERED
Office of Proceedings
March 17, 2021

Part of
Public Record

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RPUB-1

VIA ELECTRONIC FILING

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Room 1034
Washington, DC 20423-0001

Re: **Docket No. FD 36472**
CSX Corporation and CSX Transportation, Inc., et al. --
Control and Merger -- Pan Am Systems, Inc., et al.

Docket No. FD 36472 (Sub-No. 5)
Pittsburg & Shawmut Railroad, LLC d/b/a Berkshire & Eastern
Railroad -- Operation of Property of Another Rail Carrier --
Pan Am Southern LLC and Springfield Terminal Railway Company

Dear Ms. Brown:

Attached for filing in the above-captioned proceedings is the **Notice of Intent to Participate of Republic Services, Inc., ECDC Environmental, L.C. and Devens Recycling Center, LLC** (RPUB-1), dated March 16, 2021.

If you have any questions regarding this filing, please feel free to contact me. Thank you for your assistance on this matter. Kind regards.

Respectfully submitted,

/s/ Janet H. Gilbert

Janet H. Gilbert
Attorney for Republic Services, Inc., ECDC
Environmental, L.C. and Devens Recycling Center, LLC

JHG:tjl

Attachment

cc: Parties of Record

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. FD 36472

CSX CORPORATION AND CSX TRANSPORTATION, INC., ET AL.
-- CONTROL AND MERGER --
PAN AM SYSTEMS, INC., PAN AM RAILWAYS, INC., BOSTON AND MAINE
CORPORATION, MAINE CENTRAL RAILROAD COMPANY, NORTHERN RAILROAD,
PAN AM SOUTHERN LLC, PORTLAND TERMINAL COMPANY, SPRINGFIELD
TERMINAL RAILWAY COMPANY, STONY BROOK RAILROAD COMPANY
AND VERMONT & MASSACHUSETTS RAILROAD COMPANY

DOCKET NO. FD 36472 (SUB-NO. 5)

PITTSBURG & SHAWMUT RAILROAD, LLC d/b/a
BERKSHIRE & EASTERN RAILROAD
-- OPERATION OF PROPERTY OF ANOTHER RAIL CARRIER --
PAN AM SOUTHERN LLC AND SPRINGFIELD TERMINAL RAILWAY COMPANY

**NOTICE OF INTENT TO PARTICIPATE OF
REPUBLIC SERVICES, INC., ECDC ENVIRONMENTAL, L.C.
AND DEVENS RECYCLING CENTER, LLC**

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**ATTORNEYS FOR
REPUBLIC SERVICES, INC.,
ECDC ENVIRONMENTAL, L.C. AND
DEVENS RECYCLING CENTER, LLC**

Dated: March 16, 2021

BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. FD 36472

CSX CORPORATION AND CSX TRANSPORTATION, INC., ET AL.
-- CONTROL AND MERGER --
PAN AM SYSTEMS, INC., PAN AM RAILWAYS, INC., BOSTON AND MAINE
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PAN AM SOUTHERN LLC, PORTLAND TERMINAL COMPANY, SPRINGFIELD
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**NOTICE OF INTENT TO PARTICIPATE OF
REPUBLIC SERVICES, INC., ECDC ENVIRONMENTAL, L.C.
AND DEVENS RECYCLING CENTER, LLC**

Republic Services, Inc. (“Republic Services”), ECDC Environmental, L.C. (“ECDC”) and Devens Recycling Center, LLC (“Devens” and, collectively with Republic Services and ECDC, “Republic”) hereby provide notice of their intent to participate as parties of record in the above-captioned proceedings.

Republic Services, through its various subsidiaries including ECDC and Devens, is a major provider of recycling and non-hazardous solid waste disposal services across the United States. Republic conducts extensive operations in New England that utilize rail services provided by the Applicants in these proceedings, and thus Republic has a significant interest in the various related transactions that have been proposed in the main FD 36472 docket and the associated sub-dockets. Through ECDC, Republic transports substantial volumes of

containerized municipal solid waste from the Boston metropolitan area by rail through an intermodal transload facility located on a Pan Am Southern LLC (“PAS”) rail line in Ayer, Massachusetts. Devens owns and operates a construction and demolition (C&D) debris recycling facility near Ayer, Massachusetts served by PAS that likewise ships significant volumes of C&D debris by rail. *See Devens Recycling Center, LLC -- Petition for Declaratory Order*, Docket No. FD 34952 (STB served Jan. 10, 2007).

Republic believes it is one of the largest individual shippers by tonnage on the PAS rail lines that are a focus of these related proceedings. Republic intends to actively participate in these proceedings to assure its interests and those of its customers are adequately represented and considered.

WHEREFORE, Republic respectfully requests that it be added as a party of record and its undersigned counsel be placed on the service lists for these proceedings.

Respectfully submitted,

/s/ Janet H. Gilbert

By: _____

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**ATTORNEYS FOR
REPUBLIC SERVICES, INC.,
ECDC ENVIRONMENTAL, L.C. AND
DEVENS RECYCLING CENTER, LLC**

Dated: March 16, 2021

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of March, 2021, a copy of the foregoing **Notice of Intent to Participate of Republic Services, Inc, ECDC Environmental, L.C. and Devens Recycling Center, LLC** (RPUB-1) was served by electronic mail upon all parties of record in these proceedings, as follows:

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/s/ Margaret A. Russo

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