

TEAMSTERS CANADA RAIL CONFERENCE MAINTENANCE OF WAY EMPLOYEES DIVISION

Affiliated with the International Brotherhood of Teamsters

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Re STB Docket No. FD 36514 – *Canadian National Ry. – Control – Kansas City Southern*

To Whom it May Concern,

May 28, 2021

I am the President of the Teamsters Canada Rail Conference Maintenance of Way Employees Division. We represent approximately 2600 members in the Maintenance of Way service on Canadian Pacific Railway. I am writing to share our views and the reasons we urge the STB to reject the proposed CN voting trust;

In our view, the approval of the CN voting trust by the STB would be risky for the railway industry and transportation sector and destructive for our members and the recent announcement that CN will divest of the track between New Orleans and Baton Rouge is just the start of negatively affecting union positions in the railway industry.

The danger of approving the CN voting trust proposal has the real possibility of harming employees of both KCS and CN due to the amount of debt CN will carry; and the real possibility that the CN transaction would fail the regulatory test in the end.

There is no dispute a CN/KCS transaction is the exact opposite of an end-to-end merger and will also be anti-competitive due to the overlap of existing rail lines/affected customers. If this proposed merger were granted approval of a voting trust, we fully expect job loss on either CN or KCS because it is likely the STB would require further sale or abandonment of competing rail lines over and above what CN recently announced.

In addition to the issues raised above, it is our position that this merger and the approval of the voting trust will severely disadvantage our members at Canadian Pacific in limiting future growth potential and stagnating opportunities which could otherwise be realized.

The consequences for our members and Union Brothers and Sisters will be uncertain, adverse and severe, and certainly contrary to the public interest;

Speaking on behalf of the members of the Teamsters Canada Rail Conference Maintenance of Way Employees Division I urge the Board to deny the CN trust.

Warm Regards,

A handwritten signature in blue ink, appearing to read "W. J. Phillips".

President

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CC: All Parties of Record