

FD 36472

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

302473

Office of Economics

June 7, 2021

ENTERED
Office of Proceedings
June 8, 2021
Part of
Public Record

Re: Waybill Request WB21-39

I have approved the addition of the following individuals from FTI Consulting to the waybill access letter in WB21-39:

- Mike Baranowski
- Richard Brown
- Benton Fisher
- Alex Ledoux
- Naga Kundeti
- Michael Nagle
- Jude Ponnuthurai
- Shane Vyskocil
- Nathan Zebrowski

William Brennan

William Brennan, PhD
Chief Economist & Director,
Office of Economics

Waybill Agreement WB21-39

I have read and understand the conditions for release of the CCWS data. I agree to comply fully with these conditions and the provisions of this confidentiality agreement. No later than thirty days before the agreement expires, I will request an extension of this agreement, if necessary. If no extension is requested, I will return or destroy all CCWS data and certify that I have done so. I have the authority to sign this agreement.

By: Mike Baranowski

/s/ Mike Baranowski
Signature

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By: Richard Brown

/s/ Richard Brown
Signature

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By: Benton Fisher

/s/ Benton Fisher
Signature

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By: Alex Ledoux

/s/ Alex Ledoux
Signature

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By: Naga Kundeti

Signature /s/ Naga Kundeti

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By: Michael Nagle

/s/ Michael Nagle
Signature

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By: Jude Ponnuthurai

Signature /s/ Jude Ponnuthurai

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By: Shane Vyskocil

Signature /s/ Shane Vyskocil

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By: Nathan Zebrowski

/s/ Nathan Zebrowski
Signature

Anthony J. LaRocca
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June 3, 2021

VIA-E-MAIL

Director William Brennan
Office of Economics
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423

Re: Finance Docket No. 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

Dear Director Brennan:

On May 27, 2021, we submitted a request, on behalf of CSX Transportation, Inc. ("CSXT"), that CSXT's outside counsel and consultants in the above-referenced proceeding be granted permission to access the confidential Carload Waybill Sample (CCWS) with unmasked revenues in this proceeding (Waybill Request WB21-39). The request was granted on May 28, 2021.

Pursuant to 49 CFR § 1244.9(b)(4), we hereby request that the following additional consultants of CSXT in the above-referenced proceeding, none of whom is a regular employee of CSXT, be granted permission to access the confidential CCWS with unmasked revenues in this proceeding:

FTI Consulting:

1. Mike Baranowski
2. Richard Brown
3. Benton Fisher
4. Alex Ledoux

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5. Naga Kundeti
6. Michael Nagle
7. Jude Ponnuthurai
8. Shane Vyskocil
9. Nathan Zebrowski

The fee of \$549 was paid using pay.gov. Your prompt attention to this request is appreciated.

Respectfully submitted,

/s/ Anthony J. LaRocca

Anthony J. LaRocca

Peter W. Denton

Sally Mordi

*Attorneys for CSX Corporation and
CSX Transportation, Inc.*