

# SIDLEY

SIDLEY AUSTIN LLP  
1501 K STREET, N.W.  
WASHINGTON, D.C. 20005  
+1 202 736 8000  
+1 202 736 8711 FAX

AMERICA • ASIA PACIFIC • EUROPE

+1 202 736 8889  
RATKINS@SIDLEY.COM

**CN-27**  
**PUBLIC VERSION**

July 12, 2021

302713

The Honorable Cynthia T. Brown  
Chief, Section of Administration, Office of Proceedings  
Surface Transportation Board  
395 E Street S.W.  
Washington, DC 20423

ENTERED  
Office of Proceedings  
July 12, 2021  
Part of  
Public Record

Re: Finance Docket No. 36514, *Canadian National Railway Company, et al.—Control—Kansas City Southern, et al.*

Dear Ms. Brown,

Canadian National Railway Company and its rail operating subsidiaries (collectively “CN”) submit this letter to inform the Board of a significant violation of the Protective Order issued on April 28, 2021.<sup>1</sup> The violation was committed by a party of record other than CN or Kansas City Southern (“KCS”). The description below is designated highly confidential so as to limit the ongoing damage from the violation.

{{

[REDACTED]

---

<sup>1</sup> Decision No. 1, *Canadian National Ry. Co. et al.—Control—Kansas City Southern et al.*, STB Fin. Docket No. 36514 (Apr. 28, 2021) (“Protective Order”).

<sup>2</sup> {{

[REDACTED] }}

[REDACTED]

[REDACTED]

- 
- 3 {{ [REDACTED] }}
- 4 {{ [REDACTED] }}
- 5 {{ [REDACTED] }}
- 6 {{ [REDACTED] }}
- 7 { [REDACTED] }

Honorable Cynthia T. Brown  
July 12, 2021  
Page 3

CN-27  
PUBLIC VERSION

{{ [REDACTED] }}

{{ [REDACTED] }}

Sincerely,

/s/ Raymond Atkins

Raymond A. Atkins, Ph.D.

cc: Parties of Record in FD 36514

---

8 {{ [REDACTED] }}