



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

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Office of the General Counsel

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Meeting under Section 5, STB Reauthorization Act

Office of Proceedings
November 30, 2021

December 15, 2020

Part of
Public Record

Present: Members Begeman, Fuchs, and Oberman
Staff Nathaniel Bawcombe, Stephanie Borges, Rachel Campbell, Anika
Cooper, Allison Davis, Ellen Erichsen, Christopher Falcone, Amanda Gorski,
Craig Keats, Lisa Novins, Valerie Quinn, Janie Sheng, Chip Vance, Scott
Zimmerman

Topic: Docket No. EP 282 (Sub-No. 21), Petition for Rulemaking—Railroad
Consolidation Procedures—Exemption for Emergency Temporary Trackage Rights

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

At this meeting, staff briefed Board Members on a petition for rulemaking filed by the Association of American Railroads (AAR) seeking to establish a class exemption for emergency temporary trackage rights that would dispense with the 30-day notice requirement under 49 C.F.R. § 1180.4. Staff and Board Members discussed past cases in which the Board has granted temporary trackage rights on an expedited basis, AAR's petition and the proposed regulations, and the responsive filing made by SMART-Transportation Division-New York State Legislative Board.