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December 20, 2021

303411

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

ENTERED
Office of Proceedings
December 20, 2021
Part of
Public Record

Re: FD 36472
CSX Corporation and CSX Transportation, Inc. *et al* — Control and
Merger— Pan Am Systems Inc. *et al*.

Notice of Intent to Participate

Dear Ms. Brown:

Certain member railroads of Vermont Rail System (“VRS”) – Vermont Railway, Inc., Washington County Railroad Company, and Green Mountain Railroad Corporation – hereby notifies the Board of its intent to participate in the public hearing in the above-captioned matter (and its embraced dockets) on January 13, 2022 (or on the following day, if necessary). In accordance with Decision No. 6, VRS provides the following information:

Entity:	Vermont Rail System
Proposed Speaker(s):	Robert A. Wimbish
Time Requested:	20 minutes
Key Point(s):	The petition for exemption filed in FD 36472 (Sub-No. 5) by which Pittsburg & Shawmut Railroad, LLC d/b/a Berkshire & Eastern seeks Board authorization to operate the lines of Pan Am Southern LLC must be denied for failure to satisfy

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the individual exemption criteria, due primarily to the fact that the proposed transaction is anticompetitive and contrary to the Rail Transportation Policy of 49 U.S.C. § 10101.

Respectfully submitted,

/s/ *R. A. Wimbish*

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