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FD 36500

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

Office of Economics

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Office of Proceedings
January 31, 2022
Part of
Public Record

Re: Waybill Request WB21-69

I have approved the addition of the following individuals to the waybill access letter in WB21-69:

- Dr. William W. Wilson – North Dakota State University
- Dr. Aaron Dychter Poltolarek – ADHOC Consultores Asociados, S.C.

William Brennan

William Brennan, PhD
Chief Economist & Director
Office of Economics

Waybill Agreement WB21-69

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: William W. Wilson

A handwritten signature in cursive script, appearing to read "William W. Wilson", written over a horizontal line.

Signature

Waybill Agreement WB21-69

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: Aaron Dychter Poltolarek

/s/ Aaron Dychter Poltolarek
Signature

Anthony J. LaRocca
202 429 8119
alarocca@steptoe.com

1330 Connecticut Avenue, NW
Washington, DC 20036-1795
202 429 3000 main
www.steptoe.com



January 28, 2022

VIA-E-MAIL

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

Re: **STB Docket No. FD 36500, Canadian Pacific Railway Limited, et al.—Control—
Kansas City Southern, et al.**

Dear Director Brennan:

On September 24, 2021, we submitted a request, on behalf of BNSF Railway Company (“BNSF”), that BNSF’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 WB21-69). The request was granted on September 28, 2021.

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

North Dakota State University:

Dr. William W. Wilson

ADHOC Consultores Asociados, S.C.:

Dr. Aarón Dychter Poltolarek

The fee of \$116.00 was paid using pay.gov. Your prompt attention to this request is appreciated.

Director William Brennan
January 28, 2022
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Respectfully submitted,

/s/ Anthony J. LaRocca

Anthony J. LaRocca
Peter W. Denton
Onika K. Williams

Attorneys for BNSF Railway Company