

Wayland, Joshua

From: Tom Wilcox <tom@twilcoxlaw.com>
Sent: Friday, December 17, 2021 2:28 PM
To: Wayland, Joshua
Subject: RE: Scoping - CP-KCS

Yes, thanks. That should be helpful. Have a nice weekend.

Thomas W. Wilcox

Law Office of Thomas W. Wilcox, LLC

Office: 202.508.1065

Mobile: 202.365.8409

1629 K. Street, NW Suite 300

Washington, DC 20006

tom@twilcoxlaw.com | www.twilcoxlaw.com

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From: Wayland, Joshua <Joshua.Wayland@stb.gov>
Sent: Friday, December 17, 2021 2:23 PM
To: Tom Wilcox <tom@twilcoxlaw.com>
Subject: RE: Scoping - CP-KCS

Tom,

I wanted to make sure that you were aware that the scoping period for the Environmental Impact Statement for the proposed acquisition of KCS by CP was extended until January 3. Here is the link to the Notice announcing the extension: https://dcms-external.s3.amazonaws.com/DCMS_External_PROD/1639755046668/51072.pdf. Please let me know if you have any questions.

Best,
Josh

Joshua Wayland, PhD
Environmental Protection Specialist
Office of Environmental Analysis
Surface Transportation Board
202.245.0330

From: Tom Wilcox <tom@twilcoxlaw.com>
Sent: Monday, December 13, 2021 10:34 AM
To: Wayland, Joshua <Joshua.Wayland@stb.gov>
Cc: Gosselin, Danielle <Danielle.Gosselin@stb.gov>; Navecky, David <David.Navecky@stb.gov>; Rutson, Vicki <Vicki.Rutson@stb.gov>
Subject: RE: Scoping - CP-KCS

Thanks, Joshua. Understood. I am getting up to speed with this new client group and so am learning why they did not believe they received adequate prior notice. I'll pass that info on to you for future reference and feedback. In the meantime, they are putting comments together for submittal on 12/17. Having the chance to supplement if they miss something this week will be helpful. And yes, we are aware of the website. I was looking for the recorded scoping meetings to get further up to speed.

Thanks,
Tom

Thomas W. Wilcox

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From: Wayland, Joshua <Joshua.Wayland@stb.gov>
Sent: Monday, December 13, 2021 10:22 AM
To: Tom Wilcox <tom@twilcoxlaw.com>
Cc: Gosselin, Danielle <Danielle.Gosselin@stb.gov>; Navecky, David <David.Navecky@stb.gov>; Rutson, Vicki <Vicki.Rutson@stb.gov>
Subject: RE: Scoping - CP-KCS

Tom,

Thank you for reaching out about the scoping process for the proposed acquisition of KCS by CP. As you know, OEA needs to complete the environmental review for the proposed acquisition within the timelines set forth in 49 U.S.C § 11325. The deadline for scoping comments is December 17, 2021 and interested parties should submit scoping comments by that date to ensure that their concerns are addressed in the Final Scope of Study for the Environmental Impact Statement. As is the Board's typical practice, any late-filed comments received after the due date will be posted publicly to the Board's website and will be addressed to the extent possible.

In case you are not already aware, please note that OEA is maintaining a project website for the proposed acquisition at www.CP-KCSMergerEIS.com that includes the scoping materials, such as a virtual public meeting room, recorded public scoping meetings, and a presentation about the proposed acquisition and the Board's environmental review process. These materials may be of interest to your clients.

Please feel free to reach out to me if you have further questions.

Best,
Josh

Joshua Wayland, PhD
Environmental Protection Specialist
Office of Environmental Analysis
Surface Transportation Board
202.245.0330

From: Tom Wilcox <tom@twilcoxlaw.com>
Sent: Monday, December 13, 2021 7:43 AM
To: Wood, Diana <Diana.Wood@stb.gov>
Cc: Wayland, Joshua <Joshua.Wayland@stb.gov>
Subject: RE: Scoping - CP-KCS

OK. Thanks for the information, Diana. Josh, what are your reactions to the question below. Feel free to call me if you wish to discuss.

Regards,
Tom

Thomas W. Wilcox

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Mobile: 202.365.8409
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Washington, DC 20006
tom@twilcoxlaw.com | www.twilcoxlaw.com

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From: Wood, Diana <Diana.Wood@stb.gov>
Sent: Monday, December 13, 2021 7:34 AM
To: Tom Wilcox <tom@twilcoxlaw.com>
Cc: Wayland, Joshua <Joshua.Wayland@stb.gov>
Subject: RE: Scoping - CP-KCS

Hi Tom,

I'm sure Danielle has already responded back that the PM on this project is Josh Wayland (I was off on Friday).

Thanks,
Diana

From: Tom Wilcox <tom@twilcoxlaw.com>
Sent: Friday, December 10, 2021 2:54 PM
To: Wood, Diana <Diana.Wood@stb.gov>; Gosselin, Danielle <Danielle.Gosselin@stb.gov>
Subject: Scoping - CP-KCS

Diana and Danielle – I was retained yesterday by a group of smaller cities and villages in Illinois outside of Chicago to help them participate in the CP-KCS merger proceeding. They say they did not receive notice of the STB's intent to prepare an EIS in time to participate in any of the scoping meetings. They are now scrambling a bit to submit scoping comments by 12/17. Can they file initial comments and then supplement them before the end of the year, or is 12/17 the dropdead date? Thanks very much in advance for any guidance on this.

Regards,
Tom

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