

NEIL M. O'LEARY
MAYOR



OFFICE OF THE MAYOR
THE CITY OF WATERBURY
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Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

Re: Pan Am/CSX Merger, No. 21-50 Docket No. FD36472

Dear Ms. Brown,

In January of 2021, I wrote to the Surface Transportation Board to voice my support of the CSX merger/acquisition of the Pan Am Railroad Finance Docket No. 36472. While I want to support this merger, I have some serious concerns that I feel need to be shared with you.

I have been made aware of a situation that is a critical issue for a very important corporate citizen of the City of Waterbury, CT. Albert Bros., Inc. and the Albert family have been leaders and integral members of the Waterbury community for over 125 years and are now in their 5th generation of family leadership. Through the years, the company has made very significant investments in their operation, their employees, within the city and are an important component of our local economy. They are a significant taxpayer and employer here in Waterbury. Without a commitment from CSX, Albert Bros. and others will face an uncertain future here in Waterbury. Other towns nearby with definite rail service could become more attractive without such a commitment. Additionally, without rail service the success of Albert Bros. and other companies on the trainline would be significantly impacted. This commitment from the CSX is critical to the city's future.

Waterbury is a growing urban area and our ability to recycle our materials and get them to market efficiently, safely, economically and in an environmentally sound way is very important to me as the Mayor. The role Albert Bros plays in that is critical.

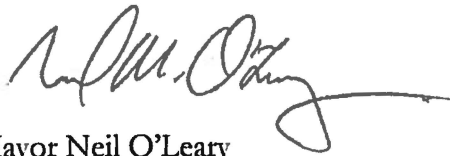
Guaranteed access to best-in-class railroad service and the ability to ship scrap metals for recycling to markets throughout the country is necessary for the benefit of both our local environment and economy. Like many large cities, we suffer from traffic congestion, and Albert Bros.' ability to ship by rail is critical and necessary. For each rail car shipped, 4 tractor trailers are moved off the roads. The savings to our infrastructure and roads are huge. The carbon savings and the energy efficiency of shipping by rail is also significant and important to us. Improving our local environment and the quality of life are important issues for me personally and for our city.

I am asking that as part of the merger/acquisition agreement, the CSX and the specific operator on this rail line guarantees that they will be responsible to provide ongoing service to Albert Bros., for maintaining competitive rates and that they also take responsibility for maintaining the rail bridge and infrastructure that services their facility. My understanding is that not only are these things that the Pan Am has done but is also a responsibility of the railroads according to their common carrier obligation. So, while these items may be part of the acquisition, Albert Bros. needs to know specifically that this is how the CSX and the operators will act moving into the future.

In addition, as Mayor, of this great city, I want to be sure that any deal guarantees competitive rates, ongoing excellent service, and maintenance and upkeep on all of our rail lines as the city is also dependent on these for both commuter traffic and additional commercial opportunities.

Thank you for attention to this important matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Neil M. O'Leary", with a long, sweeping horizontal stroke extending to the right.

Mayor Neil O'Leary
City of Waterbury

Certificate of Service

I certify that I have, this 8th day of April 2022, served by email copies of the foregoing document on all parties of record in this proceeding.

/s/ Eric Albert

Eric Albert
Albert Bros.