



Surface Transportation Board
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Meeting under Section 5, STB Reauthorization Act

June 2, 2022

Present: Members Fuchs, Hedlund, Oberman, Primus, and Schultz
Staff William Brennan, Anika Cooper, Christopher Diamond, Danielle Gosselin, Kim Hillenbrand, Craig Keats, Adam Kress, Elizabeth McGrath, Lisa Novins, Brian O'Boyle, Shelia Perry, Valerie Quinn, Janie Sheng, Drew Van Denover, Charles Vance, Amy Ziehm, Scott Zimmerman

Topic: Docket No. EP 755, Final Offer Rate Review

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

At this meeting, staff briefed Board members on the status of the rulemaking proceeding initiated to consider a new final offer procedure for challenging the reasonableness of railroad rates in smaller cases. On November 12, 2021, the Board solicited comments in response to a supplemental notice of proposed rulemaking. Comments in response to the proposal and the supplemental proposal were filed by numerous interests, including railroad, shipper, government, and academic. Staff and Board Members discussed the parties' arguments regarding the proposed final offer procedure, as supplemented.