



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

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December 19, 2022
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Meeting under Section 5, STB Reauthorization Act

December 1, 2020

Present: Members Begeman, Oberman, and Fuchs
Staff Stephanie Borges, William Brennan, Rachel Campbell, Anika Cooper,
Allison Davis, Ellen Erichsen, Amanda Gorski, Kim Hillenbrand, Craig
Keats, Adam Kress, Lisa Novins, Brian O'Boyle, Valerie Quinn, Amy Ziehm,
Scott Zimmerman

Topic: Docket No. EP 765, Joint Petition for Rulemaking to Establish a
Voluntary Arbitration Program for Small Rate Disputes

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

At this meeting, staff briefed Board Members on a petition filed by certain of the Class I rail carriers requesting that the Board adopt a voluntary arbitration program for small rate disputes. The Board had previously initiated a rulemaking to consider the petition by decision served November 25, 2020.

Staff and Board Members discussed the following issues:

1. The Board's authority with respect to arbitration.
2. The features of the Board's existing arbitration program at 49 CFR Part 1108.
3. The proposed features of the small rate case arbitration program, as presented by the carriers in their petition.
4. Comments filed in response to the carriers' petition.