



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

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ENTERED
Office of Proceedings
January 13, 2023
Part of
Public Record

MEMORANDUM

TO: Cynthia T. Brown, Chief, Section of Administration, Office of Proceedings

FROM: Michelle A. Schultz, Board Member

RE: Ex Parte Communication Related to Docket No. FD 36500

DATE: January 13, 2023

On January 4, 2023, I received a package from Carole Ennis expressing views related to the application by Canadian Pacific Railway Limited (Canadian Pacific) to purchase Kansas City Southern and its railroad affiliates (KCS). The package included a card, a scanned copy of which I have enclosed with this memorandum, and a t-shirt that reads "STOP the Train . com" on the front and "SIGN the Petition. SAVE your Town. SPREAD the Word. STOP the Train . com STOP the CP / KCS Train Merger" on the back. Because Canadian Pacific filed a notice of intent to file an application to acquire KCS on March 23, 2021, and an application to acquire KCS on October 29, 2021, in Docket No. FD 36500, this communication is a prohibited ex parte communication pursuant to the Board's decision in Petition of Fieldston Co., Inc. to Establish Procedures Regarding Ex Parte Communication in Railroad Merger Proceedings, EP 619 (STB served Jan. 8, 1997). Please place this memo and the enclosed material in the public docket of Docket No. FD 36500.

Ms. Schultz

2022

We're hoping and
praying you and other
STB members care
more for people than
for big business.

Thanks so much,
Charlie Ennis
405-317-2232

Dear Ms. Schultz,

Happy Holiday cheer to you !

Sincerely,
Members of
Davenport's
Stop the Train
project