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February 8, 2023

VIA E-FILING

Ms. Cynthia Brown
Chief of the Section of Administration
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

ENTERED
Office of Proceedings
February 8, 2023
Part of
Public Record

Re: Notice of Withdrawal and Substitution of Counsel for the Chlorine Institute Inc.

Dear Ms. Brown:

We write on behalf of the Chlorine Institute Inc (the “Chlorine Institute”) to notify the Surface Transportation Board (the “Board”) that Michael F. McBride of Van Ness Feldman LLP (and any other Van Ness Feldman LLP attorneys) have withdrawn from serving as the Chlorine Institute’s counsel, effective immediately. Please substitute Paul A. Hemmersbaugh of DLA Piper LLP as counsel of record for the Chlorine Institute in the matters identified below¹:

- **EP 711** (Sub-No.1) – *Reciprocal Switching*
- **EP 755** – *Final Offer Rate Review*
- **EP 756** – *Market Dominance Streamlined Approach*
- **EP 757** – *Policy Statement on Demurrage and Accessorial Rules and Charges*
- **EP 759** – *Demurrage Billing Requirements*
- **EP 765** – *Joint Petition for Rulemaking to Establish a Voluntary Arbitration Program for Small Rate Disputes*
- **EP 766** – *Joint Petition for Rulemaking – Annual Revenue Adequacy Determinations*
- **EP 768** – *Petition for Rulemaking to Adopt Rules Governing Private Railcar Use by Railroads*
- **FD 36472** – *CSX Corporation and CSX Transportation, Inc – Control and Merger – Pan Am Systems, Inc., Pan Am Railways, Inc., Boston and Maine Corporation, Maine Central Railroad Company, Northern Railroad, Pan Am Southern LLC, Portland Terminal Company, Springfield Terminal Railway Company, Stony Brook Railroad Company, and Vermont & Massachusetts Railroad Company*

¹ The Chlorine Institute intends to make counsel substitution in all pending Board proceedings. If a pending Board proceeding in which Michael McBride or Van Ness Feldman LLP served as counsel for the Chlorine Institute has been omitted, then the Chlorine Institute respectfully requests counsel substitution of Paul A. Hemmersbaugh and DLA Piper, LLP be made in that proceeding. The Chlorine Institute also intends to file separate substitution of counsel in the dockets of each of the FD and NOR proceedings listed above, and serve those notices on the respective parties of record in each of those dockets.

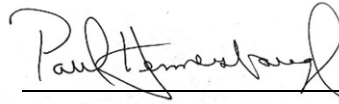
- **FD 36500** – *Canadian Pacific Railway Limited; Canadian Pacific Railway Company; Soo Line Railroad Company; Central Maine & Quebec Railway US Inc.; Dakota, Minnesota & Eastern Railroad Corporation; and Delaware & Hudson Railway Company, Inc. – Control – Kansas City Southern, Kansas City Southern Railway Company, Gateway Eastern Railway Company, and the Texas Mexican Railway Company*
- **NOR 42144** – *North America Freight Car Association; American Fuel & Petrochemicals Manufacturers; the Chlorine Institute; the Fertilizer Institute; American Chemistry Council; Ethanol Productions, LLC d/b/a Poet Ethanol Products; Poet Nutrition, Inc.; and Cargill Incorp. v. Union Pacific Railroad Company*
- **NOR 42150** – *Valero Marketing and Supply Company and Valero Rail Partners, LLC v. Union Pacific Railroad Company*
- **NOR 42152** – *Tesoro Refining & Marketing Company LLC; Tesoro Great Plains Gathering & Marketing, LLC; and Dakota Prairie Refining LLC v. Union Pacific Railroad Company*
- **NOR 42153** – *Arkema Inc. v. Union Pacific Railroad Company*

Mr. Hemmersbaugh should be designated to receive service on behalf of the Chlorine Institute of decisions, filings, pleadings, communications, and other materials in or related to the above-listed proceedings. Thank you for your attention to this substitution.

Respectfully submitted,

/s/ Michael McBride

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cc: Michael McBride
Robyn Kinsley

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of February, 2023, I filed the foregoing document electronically via the Board's e-filing system, and I will satisfy the service requirement of 49 CFR 1104.12 by causing copies of individual substitution of counsel notices in each of the FD and NOR dockets enumerated in this Notice of Withdrawal and Substitution of Counsel for the Chlorine Institute Inc., to be served by US Mail, postage prepaid or by more expedited means upon all parties of record in these proceedings.

/s/ Douglas Lavey

Douglas Lavey