



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

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Meeting under Section 5, STB Reauthorization Act

September 19, 2022

Present: Members Fuchs, Hedlund, Oberman, Primus, and Schultz
Staff Walt Asmuth, Stephanie Borges, Matthew Bornstein, William Brennan, Jessica Caine, Rachel Campbell, Anika Cooper, Christopher Diamond, Mai Dinh, Ellen Erichsen, Sarah Fancher, Danielle Gosselin, Robert Granatelli, Jessica Grunberg, Kim Hillenbrand, Theodore Hunt, Craig Keats, Evelyn Kitay, Richard Klem, Elizabeth McGrath, Barbara Miller, Lisa Novins, Robert Plum, Valerie Quinn, Jetta Sandin, Janie Sheng, Prashant Singh, Michael Small, Jennifer Smith-Bozek, Christopher Steiner, Charles Vance, Drew Van Denover, Julie Waddell, and Joshua Wayland

Topic: Docket No. FD 36500, Canadian Pacific Railway, et al.—Control—
Kansas City Southern, et al.

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

In this case, Canadian Pacific Railway (and associated entities) (CP) and Kansas City Southern (and associated entities) (KCS) filed an application seeking authority under 49 U.S.C. §§ 11323-25 for CP to acquire control of KCS. Canadian National Railway (in conjunction with its subsidiary Illinois Central Railroad) and Norfolk Southern Railway each filed a responsive application. A public hearing is scheduled for September 28-30, 2022. At this meeting, Board members and staff discussed relevant statutes, regulations, and precedent and the parties' applications, comments, and responses to comments in preparation for the hearing.