

BEFORE THE
SURFACE TRANSPORTATION BOARD

ENTERED
Office of Proceedings
June 7, 2023
Part of
Public Record

SANIMAX USA LLC,

v.

UNION PACIFIC RAILROAD
COMPANY

STB Docket No. NOR 42171

UNION PACIFIC RAILROAD COMPANY'S
STATUS REPORT

Pursuant to the Decision served in this proceeding on May 24, 2023, Union Pacific Railroad Company ("Union Pacific") provides this report on the status of the above-captioned litigation between Sanimax USA LLC ("Sanimax") and Union Pacific. Below Union Pacific addresses each of the issues about which the Board inquired.

How many days per week Union Pacific is currently providing service to Sanimax. Union Pacific is currently providing scheduled
}.

Whether UP has made any commitments regarding service frequency going forward and, if so, what those commitments are and for how long. Union Pacific has fully satisfied the commitment made in its May 24, 2022, Motion to Dismiss to provide Sanimax's South St. Paul facility

}.

Union Pacific has not made any further commitments to Sanimax regarding continued service frequency. Over the last several months, Union Pacific has engaged in conversations with Sanimax over the appropriate levels of future service frequency given the }

volumes at Sanimax's South St. Paul facility, {
}.

Between May 2022 and May 2023, from the South St. Paul facility, Sanimax has shipped an average of { } cars per day, which translates to an average of { }. Based on these volumes, Union Pacific does not need to serve Sanimax { } to provide reasonable common carrier service for these { } rail shipments. These persistently { } do not merit { }.

Union Pacific commits to continued dialogue with Sanimax about its service needs, and to providing Sanimax with { } days advance notice of any changes to its current service frequency (absent acute emergency circumstances or agreement as previously communicated) through December 31, 2023.

Whether Sanimax and Union Pacific have engaged in any additional settlement discussions. Union Pacific and Sanimax continue to engage on commercial issues and the service frequency issue addressed above. While Union Pacific and Sanimax had several discussions over the past several years about a potential settlement, there are no plans for formal future settlement discussions.

Respectfully submitted,

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June 7, 2023

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of June 2023, I served a copy of Union Pacific Railroad Company's Status Report by first class mail and email on the following parties of record:

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