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VIA ELECTRONIC FILING

June 8, 2023

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
U.S. Surface Transportation Board
395 E Street, SW
Washington, DC 20423

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

Re: STB Finance Docket No. 36699, *Norfolk Southern Railway Co. and The Cincinnati, New Orleans and Texas Pacific Railway Co.—Acquisition—Trustees of the Cincinnati Southern Railway*

Dear Ms. Brown:

In accordance with the STB's Decision No.1 in the above referenced proceeding, the Trustees of the Cincinnati Southern Railway Company hereby submit this Notice of Intent to Participate.

Additionally, in accordance with Decision No. 1, we enclose a Certificate of Service certifying that this Notice and my letter of May 5, 2023 filed in the above referenced proceeding, have been properly served on the Secretary of Transportation and the Attorney General of the United States, and on Applicants' representative.

Please do not hesitate to contact me with any questions.

Sincerely,

/s/ David F. Rifkind

Counsel for the Trustees of the Cincinnati
Southern Railway

Enclosures

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

**NORFOLK SOUTHERN RAILWAY CO. AND THE CINCINNATI, NEW ORLEANS AND
TEXAS PACIFIC RAILWAY CO.—ACQUISITION—TRUSTEES OF THE CINCINNATI
SOUTHERN RAILWAY**

STB Finance Docket No. 36699

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of June, 2023, I caused a copy of the Trustees of the Cincinnati Southern Railway Company's Notice of Intent to Participate and my letter filed May 5, 2023 in the above docket, to be served by email or first-class mail upon the United States Secretary of Transportation, the United States Attorney General, and the Applicants' representative.

/s/ David F. Rifkind
David F. Rifkind

Counsel for the Trustees of the
Cincinnati Southern Railway