
BEFORE THE
SURFACE TRANSPORTATION BOARD
DOCKET NO. FD 36496

ENTERED
Office of Proceedings
June 30, 2023
Part of
Public Record

APPLICATION OF THE NATIONAL RAILROAD PASSENGER CORP.
UNDER 49 U.S.C. § 24308(e) – CSX TRANSPORTATION, INC. AND
NORFOLK SOUTHERN CORPORATION

JOINT STATUS REPORT

The National Railroad Passenger Corp. (“Amtrak”), CSX Transportation, Inc., Norfolk Southern Railway Company, and the Alabama State Port Authority and its rail common carrier operating division, Terminal Railway Alabama State Docks (together, the “Parties”), provide this joint status report to the Surface Transportation Board (“Board”) and respectfully request that the Board continue to hold this proceeding in abeyance.

On November 21, 2022, the Parties informed the Board that they had agreed to settlement terms that, when fully implemented, will lead to a complete resolution of this proceeding. Because of the additional time needed to effectuate those terms and to complete the settlement, the Parties asked the Board to hold this proceeding in abeyance until such time as the Parties were to notify the Board that the settlement had been fulfilled. On November 22, 2022, the Board granted the abeyance request. In so doing, the Board directed the Parties to notify the agency as soon as the settlement terms have been met, or to file a joint status report by June 30, 2023, if the settlement terms were not as yet fulfilled.

As the Parties continue to implement the various provisions of the settlement agreement, they request that the Board continue to hold this proceeding in abeyance until such time as the Parties notify the Board that the settlement terms have been fulfilled. If the Parties do not file such a notice on or before October 31, 2023, they will submit a supplemental joint status report.

June 30, 2023

/s/ Jessica Ring Amunson

Jessica Ring Amunson
Kali N. Bracey
JENNER & BLOCK LLP
1099 New York Ave., NW
Suite 900
Washington, DC 20001
(202) 639-6000
jamunson@jenner.com
kbracey@jenner.com

Counsel for National Railroad Passenger Corporation

/s/ Robert A. Wimbish

Robert A. Wimbish
James D. Helenhouse
Thomas J. Litwiler
Stephen J. Foland
FLETCHER & SIPPEL LLC
29 North Wacker Drive
Suite 800
Chicago, Illinois 60606-3208
(312) 252-1500
rwimbish@fletcher-sippel.com
tlitwiler@fletcher-sippel.com
sfoland@fletcher-sippel.com

Counsel for Alabama State Port Authority and Terminal Railway Alabama State Docks

Respectfully submitted:

/s/ Raymond A. Atkins

Raymond A. Atkins
Matthew J. Warren
SIDLEY AUSTIN LLP
1501 K Street, NW
Washington, DC 20005
(202) 736-8000
ratkins@sidley.com
mjwarren@sidley.com

Counsel for CSX Transportation, Inc.

/s/ William A. Mullins

William A. Mullins
Crystal M. Zorbaugh
BAKER AND MILLER PLLC
2401 Pennsylvania Avenue
Suite 300
Washington, DC 20037
(202) 663-7823
wmullins@bakerandmiller.com
czorbaugh@bakerandmiller.com

Counsel for Norfolk Southern Railway Company

 GRANTED Office of Proceedings	DECISION ID NO.: <u>51785</u>
	DECIDED DATE: <u>7/5/2023</u>
	SERVED DATE: <u>7/6/2023</u>
	APPROVED: <u><i>MacNeil</i></u> Director
	Proceeding remains in abeyance; status report to be filed by ☒ <u>10/31/2023.</u>

CERTIFICATE OF SERVICE

I, Jessica Ring Amunson, certify that I have this day served copies of this document upon all parties of record in this proceeding by use of the service list, consistent with 49 C.F.R. § 1104.12.

/s/ Jessica Ring Amunson
Jessica Ring Amunson

June 30, 2023