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August 20, 2023

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

Re: Finance Docket No. 30800, UP/MKT – KCSR Petition to Enforce Merger Conditions

Dear Ms. Brown:

I am writing on behalf of Agrex Inc. to express our support for the relief sought by The Kansas City Southern Railway ("KCSR") in this proceeding. Agrex is a full-service agricultural commodity trading company. Both directly and through our partners, Agrex arranges shipments of grains from origin elevators across the U.S. Midwest to many export destinations, via export terminals located at major ports, including the ports of Houston and Galveston.

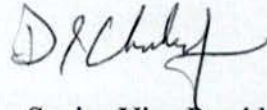
We rely on efficient and competitive rail service to get grain from origin to export terminal. With consolidation over the years, there are relatively few routing options, most of which involve the two large western railroads – UP and BNSF. In this competitive landscape it is very valuable for us to have the option to ship via rail routes that are independent of those two carriers, such as CP-KCS routes to the Gulf (which have been made more efficient by the recent CP/KCS combination).

We have availed ourselves of this option in the past, shipping grain from a shuttle elevator served by CP in Ryder, North Dakota, via a connection to KCSR at Kansas City and delivery to an export terminal at the Port of Houston using KCSR's access over the so-called "South End rights." Even when we do not use this routing option, its availability is a competitive check on other transportation providers. We understand that UP has taken the position that KCSR's rights should disappear as a result of CP and KCS becoming part of a single, integrated system. We strongly disagree.

The Board should make clear that this competitive routing option preserved by conditions imposed on Union Pacific continue to be available to shippers like Agrex. We also urge the Board to confirm the continued availability of this option in an expedited manner so that the confusion UP's position has engendered does not preclude us as a practical matter from relying on the CP-KCS option this coming harvest season in light of the lead time needed to arrange logistics for export grain shipments.

Respectfully,

David Christofore

A handwritten signature in black ink, appearing to read 'D Christofore', written in a cursive style.

Senior Vice President

cc: All Parties of Record