

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

	)	307184
NAVAJO TRANSITIONAL	)	
ENERGY COMPANY, LLC,	)	ENTERED
	)	Office of Proceedings
	)	September 22, 2023
Applicant-Petitioner,	)	Part of
	)	Public Record
v.	)	Docket No. NOR 42178
	)	
BNSF RAILWAY COMPANY,	)	
	)	
Defendant.	)	
	)	

**NAVAJO TRANSITIONAL ENERGY COMPANY, LLC’S
THIRTEENTH STATUS REPORT**

Pursuant to the Board’s June 23, 2023 Decision and Order (“Decision”), Navajo Transitional Energy Company, LLC (“NTEC”) hereby submits the following report:

1. Through Thursday, September 21, 2023, BNSF has originated a total of fifteen (15) Spring Creek export trains for NTEC so far during the month of September. The total, year-to-date volume of Spring Creek coal that BNSF has originated for NTEC on a common-carrier basis (through September 21, 2023) has been 2,756,491 short tons, *i.e.*, a total of 179 trains.

2. Given the recent increase in the service level that BNSF has provided and/or has stated that it will be able to provide with its own resources, additional trainsets from third parties do not presently appear to be needed.

Respectfully submitted,

NAVAJO TRANSITIONAL ENERGY
COMPANY, LLC

By: /s/ Daniel M. Jaffe
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September 22, 2023

Attorneys for Applicant-Petitioner

CERTIFICATE OF SERVICE

I hereby certify that I have this 22nd day of September 2023, caused copies of the foregoing to be served via email on all parties of record.

/s/ Andrew B. Kolesar III

Andrew B. Kolesar III

An Attorney for Applicant-Petitioner