



Riverland Ag Corp



NATURE'S
ORGANIC
GRIST

Delmar
Commodities

307348

October 24, 2023

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

ENTERED
Office of Proceedings
October 25, 2023
Part of
Public Record

Re: Finance Docket No. FD 30800 (Sub – No. 22), *Petition to Enforce Merger Conditions*

Dear Ms. Brown:

Ceres Ag is a full-service agricultural commodity trading company. Both directly and through our partners, Ceres arranges for shipments of grains from origin elevators in the U.S. Upper Midwest to export destinations via terminals located at major ports, including the port of Houston, Texas. We and our partners have several shuttle elevators served by Canadian Pacific Railway (“CP”) in North Dakota, Minnesota, and Montana that would benefit greatly by being able to ship grains to export terminals in Houston via the connection between CP and Kansas City Southern Railway (“KCSR”) in Kansas City.

The portion of the routing of such shipments from Kansas City to the Houston terminal would entail the recently merged CP and KCSR (“CPKC”) using certain rights KCSR possesses to use tracks owned by the Union Pacific Railroad Company (“UP”). Ceres understands these rights were created decades ago by the Interstate Commerce Commission (“ICC”) to preserve the routing options of grain shippers north of Kansas City to reach the export terminals in Houston and Galveston. We also understand that UP has taken the position that CPKC does not have the legal authority to transport grains from Upper Midwest points to these export terminals via the Kansas City interchange, which prompted KCSR to file its Petition in this proceeding.

According to KCSR’s Petition, “UP’s position would extinguish the ability of CP and KCSR – working together as part of CPKC – to offer shippers a new single-line option for grain traffic between the Upper Midwest (and Canada) and these important Gulf export ports.” Petition at 7. Ceres welcomes the new single line CPKC routings that have been created by the merger, because they should present competitive and potentially more efficient alternatives to the status quo.

We therefore support the effort by KCSR in this proceeding to maximize the number of new single line movements so that CPKC can offer efficient rail transportation options to Ceres and other grain shippers who operate elevators located in North Dakota and surrounding states for the movement of grains to Houston and Galveston via CPKC for export.

Respectfully,

DocuSigned by:

Carlos Paz

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Carlos Paz, CEO
Ceres Global Ag Corp.

cc: All Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that, on this 25th day of October, 2023, a copy of the foregoing Letter was served by email or regular mail on all parties on the official Service List for Docket No. FD 30800 (Sub – No. 2).

/ss/ Jennifer Henderson

Vice President, General Counsel and Corporate Secretary
Ceres Global Ag Corp.