

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

ENTERED
Office of Proceedings
November 3, 2023
Part of

NAVAJO TRANSITIONAL ENERGY COMPANY, LLC,	)	Public Record
	)	
Applicant-Petitioner,	)	
	)	
v.	)	Docket No. NOR 42178
	)	
BNSF RAILWAY COMPANY,	)	
	)	
Defendant.	)	
	)	

**NAVAJO TRANSITIONAL ENERGY COMPANY, LLC’S
NINETEENTH 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. BNSF originated a total of twenty-four (24) Spring Creek export trains for NTEC during October. Through Thursday, November 2, 2023, BNSF has originated a total of zero (0) Spring Creek export trains for NTEC so far during the month of November. The total, year-to-date volume of Spring Creek coal that BNSF has originated for NTEC on a common-carrier basis (through November 2, 2023) has been 3,300,088 short tons, *i.e.*, a total of 214 trains.

2. Given 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

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November 3, 2023

Attorneys for Applicant-Petitioner

CERTIFICATE OF SERVICE

I hereby certify that I have this 3rd day of November 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