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By E-Filing

November 16, 2023

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

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Office of Proceedings
November 16, 2023
Part of
Public Record

**Re: STB Docket No. EP 772, Oversight Pertaining to Union
Pacific Railroad Company's Embargoes**

Dear Ms. Brown:

Thank you for the opportunity to provide additional information in connection with the Board's order served on May 15, 2023. Union Pacific is submitting additional employment data that will provide additional context for Union Pacific's response to the order's Request No. 3. Specifically, Union Pacific is producing a set of spreadsheets—one for each month from January 2015 through September 2023—containing employment data reported for each service unit of Union Pacific.¹ The spreadsheets contain the employment data in a form consistent with the form used for reporting in the Board's Ex Parte No. 770 docket. They are intended to give the Board a more fulsome and detailed picture of Union Pacific's workforce levels over the complete period of the Board's oversight focus. Union Pacific is also producing a Verified Statement from Diana M. Prauner, Union Pacific's Assistant Vice President of Accounting, describing how the new production differs from the initial response to Request No. 3.

In the coming days, Union Pacific will also provide a verified statement from Eric Gehringer, Union Pacific's Executive Vice President-Operations, addressing statements made at the Board's December 2022 hearing in this matter about the types of planning documents used in Union Pacific's hiring planning process. Union Pacific will provide Mr. Gehringer's statement and copies of its planning documents (including an updated, scenario-based, three-year hiring plan) to help make clear what was being referenced during the hearing.

¹ The spreadsheets, which are electronically enclosed with this letter, are labeled UP_STB_000001_2015_01.xlsx through UP_STB_000105_2023_09.xlsx. The six-digit number is used to identify each separate file. The last two sets of digits identify the year and month of the data in the file.

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If the Board's staff or the Board itself has other questions about Union Pacific's production, please contact me so we can make arrangements to address those questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael L. Rosenthal".

Michael L. Rosenthal
*Counsel for Union Pacific
Railroad Company*

Enclosures

cc: Craig V. Richardson, Esq.

BEFORE THE
SURFACE TRANSPORTATION BOARD

Docket No. EP 772

OVERSIGHT PERTAINING TO UNION PACIFIC RAILROAD COMPANY'S
EMBARGOES

**VERIFIED STATEMENT OF
DIANA M. PRAUNER**

My name is Diana M. Prauner. I am the Assistant Vice President of Accounting for Union Pacific Railroad Company, a position I have held since July of 2022. I began my career with Union Pacific in 2003 and have held management positions in Union Pacific's Finance and Accounting Departments. Before I was promoted to my current position, I served as General Director of Revenue Accounting.

I am submitting this statement to accompany Union Pacific's production of a more detailed breakdown of the system-wide employment data previously provided in response to the Surface Transportation Board's May 15, 2023, request that Union Pacific provide "In a computer-readable format, on a monthly basis from January 2015 to present, for each category of employees covered in the Monthly Report of Number of Railroad Employees (Form C) submitted to the Board's Office of Economics under 49 C.F.R. § 1246.1: (i) total employee count, (ii) how many employees were added, (iii) how many employees were separated (with a breakout of those employees who separated by voluntary resignation), (iv) how many employees were furloughed but were potentially available for recall, (v) the number of 'extra-board employees,' (vi) how many trainees entered training, (vii) how many trainees dropped out of training, (viii) how many trainees completed training, and (ix) how many trainees were in training." Request No. 3. The following

statements are based on my direct and personal knowledge:

1. To provide the Board additional detail regarding the employment data produced in response to Request No. 3, Union Pacific has modified the data to add service unit level information, in a manner consistent with the monthly employment data Union Pacific has been filing in STB Ex Parte No. 770. Employees not assigned to a specific service unit as of the time of the “ReportDate” are included in the “System” number totals.

2. In Union Pacific’s response to Request No. 3, the column titled “ReportDate” contains the date the whole spreadsheet was produced to the Board, and the column titled “SubVariable” contains the year, month, and last day of the month corresponding to each row of employment data.

3. In this new production, Union Pacific uses the “SubVariable” column to identify the relevant service unit and moved the date information from that column to the “ReportDate” column. In addition, in the “ReportDate” column, when addressing total employee counts (Total Employees), Union Pacific is listing the “ReportDate” as the 15th of each month for each month’s employment data, rather than the last date of the month, because we believe using the 15th more accurately reflects the employee counts reflected in the data.

4. The total employee counts provided by Union Pacific reflect the total employee counts Union Pacific reports in Form C to the Board’s Office of Economics under 49 C.F.R. § 1246.1 for each referenced month, and the total employee counts reported in Form C are a mid-month aggregation of data that uses floating end dates for reporting. Union Pacific has concluded that using a “ReportDate” of the 15th of each month more accurately describes the data reported in Form C’s mid-month aggregation than the last date of the month.

5. This change affects only data regarding total employee counts. The other

employment measures being produced along with this statement (e.g., Counts of Employees Added, Counts of Employees Furloughed), are based on end-of-the month counts, as reflected in the “ReportDate” for those measures.

6. As a final note, Union Pacific reorganized service units in 2017, 2019, and 2020. For the purposes of providing historic service unit level information, Union Pacific is using current service unit names in its reporting.

VERIFICATION

I declare under penalty of perjury that the foregoing statement is true and correct to the best of my knowledge, belief, and information. Further, I certify that I am qualified and authorized to file this statement.

Executed on November 13, 2023.


Diana M. Prauner