

***Surface Transportation Board***  
***Washington, D.C. 20423-0001***

***Office of Economics***

December 15, 2023

Mr. Dain Maher  
Manager, Logistics & Railroad Strategy  
Utah Inland Port Authority  
60 E South Temple, 3<sup>rd</sup> Floor  
Salt Lake City, Utah 84111

**Re: Waybill Request WB23-58**

Dear Mr. Maher:

This letter responds to your request under 49 C.F.R. § 1244.9(c) of November 1, 2023 for access to the 2021 masked Confidential Carload Waybill Sample (CCWS) for traffic that originated, terminated, or passed through the entire state of Utah. You requested the data in order “[t]o provide a database connected to the Utah Statewide Logistics Study being conducted by the Utah Inland Port Authority.” Notice of your request was published in the Federal Register on November 27, 2023 (88 Fed. Reg. 226, 82941), and no objections were received.

The Board’s regulations require both a detailed explanation of the purpose for which the data are requested and a detailed justification for why the specific data requested are needed. See 49 C.F.R. § 1244.9(e)(1)(i-iii). Based on the limited information provided in your letter, I am not able to discern why the data you requested is necessary and how the requested data would be used in your analysis. I am therefore denying your request.

If you choose to resubmit your request, please follow the procedure detailed in 49 C.F.R. §§ 1244.9(c) and (e), and include the required detail. In addition, pursuant to 49 C.F.R. § 1244.9(d)(4)(iii), you may appeal this determination within 10 days of the date of this letter. Under the Board’s regulations, “[a]ppeals are not favored and will be granted only in exceptional circumstances to correct a clear error of judgment or to prevent manifest injustice.” 49 C.F.R. § 1011.6(b). Replies from other interested parties must be filed within 10 days after the due date for appeals.

Sincerely,

*Francis X. O'Connor*

Francis O'Connor  
Acting Director  
Office of Economics