



Surface Transportation Board
Washington, D.C. 20423-0001
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Office of the General Counsel

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Office of Proceedings

Meeting under Section 5, STB Reauthorization Act January 29, 2024

July 6, 2023

Part of
Public Record

Present: Members Fuchs, Hedlund, Oberman, Primus, Schultz
Staff Jonathon Binet, Stephanie Borges, Carolyn Chachkin, Anika Cooper,
Chris Diamond, Mai Dinh, Ellen Erichsen, Chris Falcone, Abner Gonzalez-
Santiago, Craig Keats, Lisa Novins, Francis O'Connor, Jetta Sandin, Janie
Sheng, Michael Small, Charles Vance, Scott Zimmerman

Topic: Docket No. FD 36397, Wisconsin Central, Ltd. – Petition for
Declaratory Order

Summary of the Matters Discussed, Prepared by General Counsel Craig Keats:

At this meeting, Staff briefed Board Members on the filings received since the U.S. Court of Appeals for the Seventh Circuit remanded this matter to the Board and the Board issued a decision seeking public comments regarding the broad legal issues raised by this proceeding in light of the Seventh Circuit's decision.

Staff and Board Members discussed the public comments filed by various parties, including various railroad and shipper interests; the final post-remand briefs filed by Wisconsin Central, Ltd. (Canadian National) and Soo Line Railroad Company (Canadian Pacific); the Seventh Circuit's decision remanding the matter back to the STB for further proceedings; and relevant statutory requirements and Board precedent.