



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

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Office of the General Counsel

Meeting under Section 5, STB Reauthorization Act

February 28, 2019

Present: Members Begeman, Fuchs, and Oberman
Member Staff Amanda Gorski, Ellen Erichsen, Lisa Novins, Valerie Quinn
Agency Staff Anika Cooper, Rachel Campbell, Allison Davis, William
Brennan, Scott Zimmerman, Francis O'Connor, Frederick Horne, Jonathan
Binet, Elizabeth Webster¹

202-245-0260
ENTERED FAX 202-245-0460
Office of Proceedings
April 11, 2025
Part of
Public Record

Topic: Docket No. 35068, Soo Line Railroad Company D/B/A Canadian Pacific Railway
– Acquisition and Operation Exemption – BNSF Railway Company

Summary of the Matters Discussed, Prepared by Acting General Counsel Anika Cooper:

At this meeting, staff briefed Board Members on a petition by New Century Ag (NCA) to reopen, or in the alternative, to revoke a 2007 acquisition and operation exemption that authorized Canadian Pacific Railway (CP) to acquire BNSF Railway Company's (BNSF) ownership interest in the Line at issue. NCA argues that changed circumstances regarding BNSF's access to the Line warrant relief from the Board. Staff and Board Members discussed the Board's 2007 decision exempting the transaction from regulation and the parties' arguments and evidence.

¹ This meeting was held in two sessions on February 28, 2019. Attendees at both sessions were the same, except that Ms. Campbell only attended the first session.