



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

309452

Office of the General Counsel

Meeting under Section 5, STB Reauthorization Act

October 31, 2019

Present: Members Begeman, Fuchs, and Oberman
Staff William Brennan, Rachel Campbell, Anika Cooper, Allison Davis, Ellen
Erichsen, Amanda Gorski, Craig Keats, Lisa Novins, Frank O'Connor,
Valerie Quinn, Scott Zimmerman

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

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

At this meeting, staff further briefed Board Members on the petition filed by New Century Ag (NCA) to reopen, or in the alternative, revoke a 2007 acquisition and operation exemption that authorized Canadian Pacific (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. Board and staff further discussed the options related to the proceeding.

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