
BEFORE THE
SURFACE TRANSPORTATION BOARD

DOCKET NO. NOR 42175

COMPLAINT AND PETITION OF THE NATIONAL RAILROAD PASSENGER CORP.
UNDER 49 U.S.C. § 24308(f)—FOR SUBSTANDARD PERFORMANCE OF
AMTRAK’S SUNSET LIMITED TRAINS 1 AND 2

JOINT STATUS REPORT IN RESPONSE TO FEBRUARY 21, 2025 ORDER

This joint status report is filed in response to the Board’s order of February 21, 2025.

1. On January 15, 2025, the National Railroad Passenger Corporation (“Amtrak”) filed a motion in the above-captioned matter to request that the Board immediately remove Union Pacific Railroad Company’s (“UP”) December 23, 2024 Reply from the public docket, due to disputed confidentiality designations for content in UP’s and Amtrak’s Operating Agreement. The Reply was temporarily removed the same day while the Board considered the motion.¹
2. The Board issued a decision on January 16, 2025 that directed Amtrak to provide a status report on the parties’ efforts to resolve the issue.² In accordance with the Board’s January Order, Amtrak filed both a status report and a motion for further relief on January 17, 2025, and UP subsequently filed a reply to Amtrak’s motions on January 21, 2025.

¹ See *Complaint & Pet. of the Nat’l R.R. Passenger Corp. Under 49 U.S.C. § 24308(f)—for Substandard Performance of Amtrak’s Sunset Ltd. Trains 1 & 2*, NOR 42175 (STB served Jan. 15, 2025).

² See *Complaint & Pet. of the Nat’l R.R. Passenger Corp. Under 49 U.S.C. § 24308(f)—for Substandard Performance of Amtrak’s Sunset Ltd. Trains 1 & 2*, NOR 42175 (STB served Jan. 16, 2025).

3. After consideration of the motions, on February 21, 2025 the Board issued an order (“the Order”) granting Amtrak’s motion in part to “allow the parties the opportunity to resolve their dispute in an appropriate forum.”³ The Order required that, should Amtrak initiate an “appropriate action”—including arbitration—by March 17, 2025, the parties should submit regular joint status updates to the Board during the pendency of that action.
4. On March 14, 2025, Amtrak informed the Board that Amtrak had initiated an action before the National Arbitration Panel (“NAP”) regarding the confidentiality of the information at issue in its motions dated January 14, 2025 and January 17, 2025.
5. Amtrak and UP hereby submit this First Joint Status Report in order to fulfill their obligations under the Order.
6. Amtrak and UP have met with the NAP Chair and the confidentiality issue remains to be resolved. The proceeding is ongoing, and the parties have a report scheduled to the Chair for May 21, 2025.
7. Amtrak and UP will continue to provide regular status updates to the Board and will notify the Board of the outcome within three days of the conclusion of the NAP action.

³ *Complaint & Pet. of the Nat’l R.R. Passenger Corp. Under 49 U.S.C. § 24308(f)—for Substandard Performance of Amtrak’s Sunset Ltd. Trains 1 & 2* at 3, NOR 42175 (STB served Feb. 21, 2025).

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Jessica Ring Amunson, certify that copies of this document are simultaneously being provided by email to all parties identified on the service list for this proceeding, Docket Number NOR 42175.

May 14, 2025

/s/ Jessica Ring Amunson

Jessica Ring Amunson