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SERVICE DATE – AUGUST 21, 2025

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. FD 36836

NORFOLK SOUTHERN CORPORATION AND
NORFOLK SOUTHERN RAILWAY COMPANY—ACQUISITION OF CONTROL—
NORFOLK & PORTSMOUTH BELT LINE RAILROAD COMPANY

Decision No. 10

Decided: August 21, 2025

On August 15, 2025, CSX Transportation, Inc. (CSXT), filed a motion to modify the procedural schedule in this proceeding. CSXT's motion seeks a 12-day extension of the deadline to submit comments, protests, requests for conditions, and any other evidence and argument in opposition to the control application of Norfolk Southern Corporation and Norfolk Southern Railway Company (collectively, NS), from August 27, 2025, to September 8, 2025. (CSXT Mot. 9, Aug. 15, 2025.). According to CSXT, before it can fully prepare its evidence in opposition to NS's application, two outstanding discovery matters must be resolved: (1) the production of certain discovery from NS, and (2) CSXT's motion to compel the appearance and testimony of Cannon Moss, the president and general manager of Norfolk & Portsmouth Belt Line Railroad Company. (*Id.* at 3.) CSXT argues that since these matters are outstanding and unlikely to be resolved before the current August 27, 2025 deadline, an extension is warranted. (*Id.* at 3, 6.)

NS filed a reply to CSXT's motion on August 15, 2025. NS takes issue with certain representations and alleged omissions by CSXT regarding NS's conduct during the discovery process. (NS Reply 2, Aug. 15, 2025.) However, NS does not dispute CSXT's claim that production in response to CSXT's discovery requests is not yet complete and states that it does not object to the requested 12-day extension for CSXT to file its comments. (*Id.* at 2-3.)

Because discovery is still ongoing and NS does not object to granting CSXT a 12-day extension, CSXT's request for a short extension will be granted. The deadline for CSXT to file comments, protests, requests for conditions, and any other evidence and argument in opposition to NS's control

application is extended from August 27, 2025, to September 8, 2025. All other deadlines remain unchanged.

It is ordered:

1. The deadline for CSXT to file comments, protests, requests for conditions, and any other evidence and argument in opposition to NS's control application is extended from August 27, 2025, to September 8, 2025.
2. This decision is effective on the date of service.

By the Board, Anika S. Cooper, Chief Counsel, Office of Chief Counsel.