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ENTERED
Office of Chief Counsel
November 13, 2025
Part of
Public Record

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October 6, 2025

CN-4

VIA ELECTRONIC FILING

Chief of Case Administration
Office of Chief Counsel
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423-0001

Re: **Docket No. FD 36873**
Union Pacific Corporation and Union Pacific
Railroad Company – Control -- Norfolk Southern
Corporation and Norfolk Southern Railway Company

Dear Chief of Case Administration:

Grand Trunk Corporation, on behalf of itself and its U.S. rail operating subsidiaries¹ (collectively “CN”), hereby submits the attached correspondence for filing in the above-captioned docket.

Respectfully submitted,

/s/ *Thomas J. Litwiler*

Thomas J. Litwiler
Attorney for Grand Trunk Corporation
And Its U.S. Rail Operating Subsidiaries

TJL:tl

Attachment

cc: Parties of Record

¹ Bessemer and Lake Erie Railroad Company, Cedar River Railroad Company, Chicago, Central & Pacific Railroad Company, Grand Trunk Western Railroad Company, Illinois Central Railroad Company, Iowa Northern Railway Company, The Pittsburgh & Conneaut Dock Company and Wisconsin Central Ltd.

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VIA ELECTRONIC MAIL

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One CityCenter
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1501 K Street, N.W.
Washington, DC 20005

Re: **Docket No. FD 36873**
Union Pacific Corporation and Union Pacific
Railroad Company – Control – Norfolk Southern
Corporation and Norfolk Southern Railway Company

Dear Mike and Ray:

We are acting as co-counsel for Grand Trunk Corporation, on behalf of itself and its U.S. rail operating subsidiaries (“CN”), in the above-captioned proceeding at the Surface Transportation Board (“STB”). On September 29, 2025, Union Pacific Corporation and Union Pacific Railroad Company (“UP”) and Norfolk Southern Corporation and Norfolk Southern Railway Company (“NS”) each filed various information, designated as UP-6 and NS-6, respectively, with the STB in response to Decision No. 3 in this matter. Among the information required was a list of interchange commitments (also commonly called paper barriers), defined as “agreements that limit or may limit interchange with a third-party connecting carrier, whether by outright prohibition, per-car penalty, adjustment in financial terms, positive economic inducement, or other means,” involving UP or NS.¹ The UP-6 and NS-6 filings each included such a list of interchange commitments involving UP and NS, as directed by the STB (the “Interchange Commitments Lists”). Copies of the UP and NS Interchange Commitments Lists are included with this letter as Attachments 1 and 2.

Our cursory review of the Interchange Commitments Lists indicates that UP and NS have omitted several of their interchange commitments with short-line railroads that Applicants were required to disclose in response to the Board’s requests in Decision No. 3. These include:

¹ See Decision No. 3, FD 36873 (STB served Aug. 28, 2025), slip op. at 4.

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Michael L. Rosenthal, Esq.
Raymond A. Atkins, Esq.
October 6, 2025
Page 2

Union Pacific

- Waterloo Railroad, LLC (WTRL). See STB Docket No. FD 36798. WTRL connects with CN at Waterloo, Iowa.
- Kansas City West Bottoms Railroad, LLC (KCWB). See STB Docket No. FD 36834. KCWB connects with UP at Kansas City, Missouri.
- Colorado Pacific Rio Grande Railroad, LLC (CXRG). See STB Docket No. FD 36656. CXRG connects with UP and BNSF Railway Company at Walsenburg, Colorado.

Norfolk Southern

- Jackson & Lansing Railroad Company (JAIL). See STB Docket No. FD 35411. JAIL connects with NS at Jackson, Michigan, and with CN and CSX Transportation, Inc. at Lansing, Michigan.
- Cleveland & Cuyahoga Railway, LLC (CCRL). See STB Docket No. FD 36287. CCRL connects with NS at Von Willer Yard in Cleveland, Ohio, and with Wheeling & Lake Erie Railway Company at Falls Junction in Glenwillow, Ohio.

We are not in a position to know whether UP and/or NS have overlooked any of their other arrangements with connecting short-line carriers that involve an interchange commitment, at least in part because the STB's disclosure requirement for interchange commitments did not exist before 2008. In that regard, CN requests that UP and NS reconfirm the completeness of the information that they have provided to the STB, and identify any missing interchange commitments in existence. UP and NS should timely supplement their responses as appropriate.

Finally, we note that the reference to "Western Pacific" on Line 42 of UP's List of Interchange Commitments spreadsheet is likely meant to be a reference to Willamette & Pacific Railroad, Inc.

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Michael L. Rosenthal, Esq.
Raymond A. Atkins, Esq.
October 6, 2025
Page 3

Kind regards.

Very truly yours,

/s/ *Thomas J. Litwiler*

Thomas J. Litwiler

TJL:tl

Attachments

cc: STB Office of Chief Counsel, FD 36873
Parties of Record, FD 36873
Sara Razi, Simpson Thacher & Bartlett LLP
Kathryn J. Gainey, CN
Christopher K. Diamond, CN

ATTACHMENT 1

UP LIST OF INTERCHANGE COMMITMENTS

Union Pacific Response to STB Decision Served Aug. 28, 2025

List of Interchange Commitments

Involved Carrier	Location of affected interchange(s)
Arkansas Midland	None
Arkansas & Missouri	Ft Smith, AR; Monett, MO
Chicago Junction	Elk Grove Village, IL
Cannon Valley	Northfield, MN
Fort Smith Railroad	Ft Smith, AR
Nebraska Central	David City, NE
New Orleans Gulf Coast	None
Wisconsin Northern	None
Missouri and Northern Arkansas	Aurora, MO; Joplin, MO; Ft Scott, KS; Springfield, MO
Missouri Eastern	St Louis, MO; Madison, IL
Delta Southern	Monroe, LA; Tallulah, LA
Alamo Gulf Coast	None
Arkansas & Oklahoma	Howe, OK
Arkansas & Oklahoma	Oklahoma City, OK
Blacklands	None
Brownsville & Rio Grande	Brownsville, TX
Dallas Garland & Northeastern	Irving, TX; Greenville, TX; Sherman, TX; Reinhardt, TX
Fort Worth & Western	Brownwood, TX; Cleburne, TX; Ft Worth, TX; North Ft Worth, TX; San Angelo JCT, TX
Kansas & Oklahoma	Abilene, KS; Hutchinson, KS; Towner, CO; Wichta, KS
Kyle Railway	Concordia, KS
Rio Valley Switching Company	Harlingen, TX
Rio Valley Switching Company	Harlingen, TX
Southeast Kansas and Oklahoma	Columbus, KS; Pittsburg, KS; Tulsa, OK; Winfield, KS
Southern Switching Company	None
Texas Northeastern	Texarkana, TX
Tulsa Supulpa	Tulsa, OK
Wichita Tillman & Jackson	Wichita Falls, TX; Altus, OK
Albany and Eastern Railroad	Albany, OR
California Northern	None
Central Oregon & Pacific	Eugene, OR
Central Oregon & Pacific	Eugene, OR
Clackamas Valley	None
Columbia Walla Walla	Walla Walla, WA
Oregon Pacific	Canby, OR
Palouse & Coulee City	None
Portland & Western	Portland, OR; Vancouver, WA
Western Pacific	Portland, OR; Vancouver, WA
Puget Sound & Pacific	Centralia, WA
Richmond Pacific	Richmond, CA
San Joaquin Valley	Fresno, CA
Utah Central	Ogden, UT
Willamette Valley	None

"None" means the affected carriers' agreement with Union Pacific contains a term within the STB decisions's definition of interchange commitments but the involved carrier has no physical interchange with another carrier or another carrier has no legal right to interchange with the involved carrier.

ATTACHMENT 2

NS LIST OF INTERCHANGE COMMITMENTS

Attachment 1

List of Interchange Commitments

Agreement & Involved Carriers	Interchange Point(s)
Lease Agreement between Norfolk Southern Railway Co. and Buffalo & Pittsburgh Railroad, Inc.	Buffalo, NY; Pittsburgh, PA; Driftwood, PA; Erie, PA
Lease Agreement between Norfolk Southern Railway Co. and Piedmont & Atlantic R.R. d/b/a Yadkin Valley Railroad (assigned by Laurinburg and Southern R.R. Co.)	Winston Salem, NC
Lease Agreement between Norfolk Southern Railway Co. and B&H Rail Co.	Painted Post, NY
Lease Agreement between Norfolk Southern Railway Co. and Western New York & Pennsylvania Railroad, LLC	Meadville, PA; Salamanca, NY
Lease Agreement between Norfolk Southern Railway Co. and Western New York & Pennsylvania Railroad, LLC	Meadville, PA; Salamanca, NY
Lease Agreement between Norfolk Southern Railway Co. and Western New York & Pennsylvania Railroad, LLC	Meadville, PA; Salamanca, NY
Lease Agreement between Norfolk Southern Railway Co. and West Tennessee Railroad, LLC	Corinth, MS
Lease Agreement between Norfolk Southern Railway Co. and Central New York Railroad Corp.	Binghamton, NY
Lease Agreement between Norfolk Southern Railway Co. and Carolina Coastal Railway, Inc.	Pinetown, NC; Chocowinity, NC; and Raleigh, NC
Lease Agreement between Norfolk Southern Railway Co. and R.J. Corman Railroad Company/Lehigh Line, LLC	Mehoopany, PA; Towanda, PA
Sublease agreement between Norfolk Southern Railway Co. and Reading Blue Mountain & Northern Railroad Co.	Reading, PA; Taylor, PA
Lease Agreement between Norfolk Southern Railway Co. and Grand Elk Railroad, LLC	Elkhart, In and Kalamazoo, MI

Agreement & Involved Carriers	Interchange Point(s)
Transaction Agreement among Norfolk Southern Railway Co., R.J. Corman Railroad Company, LLC, and Knoxville and Cumberland Gap Railroad	Lot, KY; Hyde, TN; Cumberland Gap, TN
Lease Agreement between Norfolk Southern Railway Co. and Chesapeake & Albemarle Railroad	Chesapeake, VA
Lease Agreement between Norfolk Southern Railway Co. and East Ohio Valley Railway LLC	Mingo Junction, OH
Lease Agreement between Norfolk Southern Railway Co. and Ann Arbor Railroad, Inc.	Toledo, OH; Milan, MI; Ann Arbor, MI; Diann, MI
Lease Agreement between Norfolk Southern Railway Co. and Kanawha River Railroad, LLC	Point Pleasant; WV
Lease Agreement between Norfolk Southern Railway Co. and Delmarva Central Railroad Company	Clayton, DE; Tasker, DE
Lease Agreement between Norfolk Southern Railway Co. and R.J. Corman Railroad Company/Western Ohio Line	Lima, Ohio
Lease Agreement between Norfolk Southern Railway Co. and Dover and Delaware River Railroad	Phillipsburg, NJ
Lease Agreement between Norfolk Southern Railway Co. and Georgia & Florida Railway, LLC	Albany, GA; Adel, GA; Thomasville, GA; Quitman, GA
Lease Agreement between Georgia Southern Railway Company, South Western Rail Road Company and Central of Georgia Railroad Company	Fort Valley, GA; Dover, GA
Lease Agreement between Georgia Southern Railway Company and Central of Georgia Railroad Company	Fort Valley, GA; Dover, GA
Lease Agreement between R.J. Corman Railroad Company/Childersburg Line, Central of Georgia Railroad Company, and Norfolk Southern Railway Company	Childersburg, AL
Lease Agreement between NCSR LLC d/b/a New Castle Southern Railroad and Norfolk Southern Railway Company	Beesons, IN

Agreement & Involved Carriers	Interchange Point(s)
Transaction Agreement by and among Norfolk Southern Railway, Co., R.J. Corman Railroad Company, LLC and Raleigh and Fayetteville Railroad, LLC	Raleigh, NC; Fayetteville, NC
Lease Agreement between Norfolk Southern Railway Co. and Raleigh and Fayetteville Railroad, LLC	Raleigh, NC; Fayetteville, NC
Freight Service Agreement between Norfolk Southern Railway Company and SEDA-COG Joint Rail Authority	Northumberland, PA
Lease Agreement between Norfolk Southern Railway Company and Elkhart & Western Railroad Company	Plymouth, IN
Lease Agreement between Norfolk Southern Railway Company and Middletown & New Jersey Railroad, LLC	Campbell Hall, NY
Lease Agreement between Norfolk Southern Railway Company and Middletown & New Jersey Railroad, LLC	Campbell Hall, NY
Lease Agreement between Norfolk Southern Railway Company and East Penn Railroad, LLC	York, PA
Lease Agreement between RSL Railroad, LLC and Norfolk Southern Railway Company	Massillon, OH