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BEFORE THE
SURFACE TRANSPORTATION BOARD

ENTERED
Office of Chief Counsel
April 30, 2026
Part of
Public Record

STB Finance Docket No. 36873

UNION PACIFIC CORPORATION AND UNION PACIFIC RAILROAD COMPANY
—CONTROL—
NORFOLK SOUTHERN CORPORATION AND NORFOLK SOUTHERN RAILWAY
COMPANY

NOTICE OF INTENT TO PARTICIPATE
OF MOORESVILLE, ELKIN & SOUTHERN RAILWAY, LLC

Pursuant to 49 C.F.R. Part 1180 and the procedural schedule established by the Board in this docket, Mooresville, Elkin & Southern Railway, LLC (“ME&S”) hereby files this Notice of Intent to Participate in the proceedings concerning the proposed acquisition of control by Union Pacific Corporation and Union Pacific Railroad Company of Norfolk Southern Corporation and Norfolk Southern Railway Company (the “Transaction”).

I. Identification of Filer

ME&S is a North Carolina limited liability company formed on April 24, 2026, with its principal office at 203 Scottish Drive, Mooresville, North Carolina. ME&S is being developed as a Class III regional carrier providing freight and heritage passenger service in the western Piedmont and Watauga corridor regions of North Carolina and northeastern Tennessee, with a planned hub at Rural Hall, Forsyth County, and primary facilities at Mt. Ulla, Rowan County, and Mooresville, Iredell County.

II. Interest of ME&S in the Proceeding

ME&S’s planned operating territory directly interfaces with rail lines presently owned and operated by Norfolk Southern Railway Company in North Carolina, including the L-Line between Winston-Salem and Mooresville (Forsyth, Davie, Rowan, and Iredell counties), the N-Line between Salisbury and the North Carolina coast, and connecting trackage at Salisbury, Barber, and Winston-Salem. ME&S’s planned interchange points, trackage rights, and operating coordination with Norfolk Southern — and, by virtue of the Transaction, with the combined Union Pacific–Norfolk Southern system — are central to ME&S’s service plan, capital program, and ability to serve North Carolina shippers and communities.

ME&S has a substantial interest in ensuring that any final order of the Board in this docket appropriately addresses the impact of the Transaction on short line and regional railroads, on shippers and communities served by Norfolk Southern’s North Carolina secondary and branch

trackage, and on the continued viability of competitive and connecting service options in the affected region. ME&S also has an interest in any conditions, divestitures, trackage rights, or open-gateway commitments that may bear on the future availability, operation, or transfer of Norfolk Southern's North Carolina trackage or related assets within ME&S's planned operating territory.

III. Scope of Intended Participation

By filing this Notice, ME&S takes no position at this time on the merits of the Transaction. ME&S reserves the right to participate fully in this proceeding, including by filing comments, protests, requests for conditions, evidence, argument, and responses, and by participating in any oral hearings or other proceedings convened by the Board. ME&S further reserves the right to file a responsive application or any other appropriate pleading in accordance with the Board's procedural schedule.

IV. Service and Contact Information

All correspondence, notices, and service of papers in this proceeding should be directed to the following:

Nathan Windsor

Founder, President & Chief Executive Officer

Mooreville, Elkin & Southern Railway, LLC

203 Scottish Drive

Mooreville, North Carolina 28115

Telephone: (704) 785-1382

Email: Nathanwindsor07@icloud.com

ME&S respectfully requests that it be added to the official Service List as a Party of Record in Finance Docket No. 36873.

Respectfully submitted,

/s/ Nathan Windsor

Nathan Windsor

Founder, President & Chief Executive Officer

Mooreville, Elkin & Southern Railway, LLC

Dated: April 30, 2026

CERTIFICATE OF SERVICE

I hereby certify that on this April 30, 2026, a true and correct copy of the foregoing Notice of Intent to Participate of Mooreville, Elkin & Southern Railway, LLC was served by electronic mail (or by first-class mail, postage prepaid, where electronic service was not available) upon the following:

Counsel for Union Pacific Corporation and Union Pacific Railroad Company:

Michael L. Rosenthal

Covington & Burling LLP

One CityCenter, 850 Tenth Street NW

Washington, D.C. 20001

Counsel for Norfolk Southern Corporation and Norfolk Southern Railway Company:

Raymond A. Atkins

Sidley Austin LLP

1501 K Street NW

Washington, D.C. 20005

Secretary of Transportation:

U.S. Department of Transportation

1200 New Jersey Avenue SE

Washington, D.C. 20590

Attorney General of the United States:

Assistant Attorney General, Antitrust Division

U.S. Department of Justice

Room 3109, 950 Pennsylvania Avenue NW

Washington, D.C. 20530

Administrative Law Judge:

The Honorable Jacob Soulikias

Surface Transportation Board

395 E Street SW

Washington, D.C. 20423

and upon all other Parties of Record on the Service List in Finance Docket No. 36873, by the means indicated by such parties for service in this proceeding.

/s/ Nathan Windsor

Nathan Windsor

Founder, President & Chief Executive Officer

Mooresville, Elkin & Southern Railway, LLC