

*Surface Transportation Board
Washington, D.C. 20423-0001
Office of Economics*

ENTERED
Office of Chief Counsel
August 4, 2026
Part of
Public Record

July 30, 2026

Re: Waybill Request WB25-44

I have approved the addition of the following individuals to the waybill access letter in WB25-44.

- a) Courtney B. Estes – Solo Practitioner
- b) Grace Brier – Kirkland & Ellis LLP
- c) Natalie Simmons – Kirkland & Ellis LLP
- d) Dr. David W. Bullock – North Dakota State University

Prior payment of processing and mailing cost of **\$288** (\$72 per signature) is required and received.

Sincerely,

MARTIN
SCHLENKER

Digitally signed by
MARTIN SCHLENKER
Date: 2026.07.30
13:47:36 -04'00'

Martin Schlenker
Acting Director
Office of Economics

I have read and understand the conditions for release of the CCWS data. I agree to comply fully with these conditions and the provisions of this confidentiality agreement. No later than thirty days before the agreement expires, I will request an extension of this agreement, if necessary. If no extension is requested, I will return or destroy all CCWS data and certify that I have done so. I have the authority to sign this agreement.

By: Courtney B. Estes

/s/ Courtney B. Estes

Signature

Waybill Agreement WB25-44

I have read and understand the conditions for release of the CCWS data. I agree to comply fully with these conditions and the provisions of this confidentiality agreement. No later than thirty days before the agreement expires, I will request an extension of this agreement, if necessary. If no extension is requested, I will return or destroy all CCWS data and certify that I have done so. I have the authority to sign this agreement.

By: Grace Brier

/s/ Grace Brier

Signature

I have read and understand the conditions for release of the CCWS data. I agree to comply fully with these conditions and the provisions of this confidentiality agreement. No later than thirty days before the agreement expires, I will request an extension of this agreement, if necessary. If no extension is requested, I will return or destroy all CCWS data and certify that I have done so. I have the authority to sign this agreement.

By: Natalie Simmons

/s/ Natalie Simmons

Signature

Waybill Agreement WB25-44

I have read and understand the conditions for release of the CCWS data. I agree to comply fully with these conditions and the provisions of this confidentiality agreement. No later than thirty days before the agreement expires, I will request an extension of this agreement, if necessary. If no extension is requested, I will return or destroy all CCWS data and certify that I have done so. I have the authority to sign this agreement.

By: Dr. David W. Bullock

/s/ David W. Bullock

Signature

Peter W. Denton
202 429 6445
pdenton@steptoe.com

Steptoe

1330 Connecticut Avenue, NW
Washington, DC 20036-1795
202 429 3000 main
www.steptoe.com

July 29, 2026

VIA E-MAIL

Director Francis O'Connor
Acting Director, Office of Economics
Surface Transportation Board
395 E Street, SW
Washington, D.C. 20423
waybill@stb.gov

Re: **Request for Waybill Data, STB Docket No. FD 36873, Union Pacific Corporation, et al.—Control—Norfolk Southern Corporation, et al.**

Dear Director O'Connor:

On August 7, 2025, we submitted a request, on behalf of BNSF Railway Company ("BNSF"), that BNSF's outside counsel and consultants in the above-referenced proceeding be granted permission to access the confidential Carload Waybill Sample (CCWS) with unmasked revenues for 2019 through 2024 (Waybill Request WB25-44). The request was granted on August 12, 2025. On September 24, 2025, we requested additional access to CCWS data for 1990 through 2018 (Waybill Request WB25-56). The request was granted on September 30, 2025.

Pursuant to 49 CFR § 1244.9(b)(4), we hereby request renewal of access to the 1990-2024 CCWS unmasked revenues for the following individuals, none of whom is a regular employee of BNSF, for the duration of the above-referenced proceeding:

Steptoe LLP and its employees:

1. Peter W. Denton
2. Anthony J. LaRocca
3. Timothy J. Strafford
4. Molly Bruder Fox
5. Joshua H. Runyan
6. Onika K. Williams
7. Sally Mordi
8. Tara Woods
9. Jensen Matsuda
10. Kim Hooks

Kirkland & Ellis LLP and its employees:

1. Matthew Reilly
2. Daniel Donovan
3. Richard Cunningham
4. Jeffrey Ayer
5. T.J. McCarrick
6. McClain Thompson
7. John Smaltz
8. Tate Volbrecht
9. Neil Joseph

FTI Consulting and its employees:

1. Michael Baranowski
2. Nathaniel Zebrowski
3. Shane Vyskocil
4. Ranna Okeil
5. Jude Prabakaran
6. Connor Rempe
7. Jonathan Tweedy
8. Brendan Casey
9. Daniel Goodwin
10. Alexander Yee
11. Mitch DeRubis
12. Maggie Hu
13. Richard Brown

Compass Lexecon and its employees:

1. Dennis W. Carlton
2. Matias Escudero
3. Benjamin A. Spulber
4. Ron Laschever
5. Khuong Ba Thien Do
6. Jerry Wang
7. Aarushi Kataria
8. Madeline Heyler
9. Samuel Carless
10. Hao Nguyen
11. Yuchen (Cindy) Yang

North Dakota State University:

1. Dr. William W. Wilson

Director Francis O'Connor

July 28, 2026

Page 3

Pursuant to 49 C.F.R. § 1244.9(b)(4), we also hereby request that the following counsel and consultants of BNSF in the above-referenced proceeding, none of whom is a regular employee of BNSF, be granted permission to access the confidential CCWS with unmasked revenues in this proceeding for 1990 through 2024:

1. Courtney B. Estes, Solo Practitioner

Kirkland & Ellis LLP and its employees:

1. Grace Brier
2. Natalie Simmons

North Dakota State University:

1. Dr. David W. Bullock

The required fee of \$576.00 (\$72.00 per four (4) individuals for WB25-44 and \$72.00 per four (4) individuals for WB25-56) has been paid on pay.gov per 49 C.F.R. § 1002.2(f)(98)(i).

Please contact me with any questions.

Respectfully submitted,

/s/ Peter W. Denton

Peter W. Denton
Attorney for BNSF Railway Company