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

ENTERED
Office of Chief Counsel
August 6, 2026
Part of
Public Record

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**Re. Docket No. NOR 42188, *Union Pacific Railroad Company v. BNSF Railway Company*;
Comments of Miller Milling Company, LLC (Facility Location: Saginaw, Texas)**

Dear Chief, Section of Administration:

Miller Milling Company, LLC ("Miller") submits this letter in the above-referenced proceeding to provide its perspective with respect to its flour mill in Saginaw, Texas. Miller respectfully requests that the Surface Transportation Board ("Board") summarily dispose of the pending Motion to Hold Proceeding in Abeyance Pending Resolution of Motion to Dismiss filed by Defendant BNSF Railway Company ("BNSF") on July 14, 2026.

Miller is a flour milling company headquartered in Minnesota that operates flour mills in Texas, California, and Virginia. Miller acquired the Saginaw flour mill in 2014. The facility is located adjacent to the Bunge grain elevator, which receives and handles wheat destined for Miller's operation in Saginaw. Miller directs the procurement and transportation of wheat serving the facility. Since acquiring the mill, Miller has made substantial investments to expand the Saginaw facility's production capabilities and support Texas' continued growth.

In 2023, Miller began utilizing existing reciprocal switching at Saginaw, TX and transitioned rail service of shuttle trains to the Union Pacific Railroad Company ("UP"). From Miller's perspective, as a customer, that transition was successful and provided an important alternative. Reciprocal switching has provided Miller with a means of obtaining competitive rail service while enabling access to the grain handling infrastructure necessary for its operations. The importance of this service is demonstrated by the substantial volumes moved through the arrangement. During crop years 2023-2026 Miller received 55 UP shuttle trains and nearly 6,000 railcars. These volumes demonstrate the significant role that competitive access to UP shuttle service has played in sourcing wheat for the Saginaw facility.

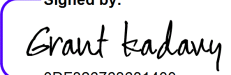
Miller's commitment to the Saginaw facility continued with the completion of a significant expansion in April 2025. Following that investment, the Saginaw facility became the 4th largest wheat flour mill in the United States. This investment was made with the expectation that the facility would continue to have competitive access to transportation options, including the long-established reciprocal switching arrangement that had provided access to competing rail service options.

Miller understands that UP service will remain available only through manifest service. However, manifest service is not an equivalent for shuttle train service. Competitive wheat sourcing in Saginaw relies on the economics, efficiency, and logistics associated with shuttle and unit train movements. The proposed change effectively eliminating UP shuttle service as a viable transportation option for Miller would materially reduce the competitive transportation access that has existed under the reciprocal switching agreement and significantly impair Miller's ability to source wheat economically.

Access to more than one Class I railroad provides important benefits to agricultural shippers, including increased sourcing flexibility, improved supply chain resiliency, and competitive transportation alternatives. Miller's experience demonstrates that reciprocal switching at Saginaw has provided these benefits in a meaningful way.

For these reasons, Miller encourages the Board to (a) deny BNSF's Motion to Hold Proceeding in Abeyance Pending Resolution of Motion to Dismiss filed on July 14, 2026; and (b) establish a condensed procedural schedule to provide for prompt discovery, submission of evidence and arguments, and disposition of this proceeding.

Respectfully submitted,

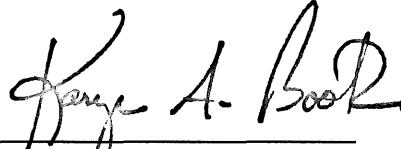
Signed by:

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Grant Kadavy
President & CEO
Miller Milling Company, LLC

CERTIFICATE OF SERVICE

I hereby certify that, on this 6th day of August, 2026, the foregoing document was served by first-class mail or email on all parties of record in this proceeding.

By: _____



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