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Office of Chief Counsel

August 31, 2026

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

Part of
Public Record

**Re: Docket No. FD 36873, *Union Pacific Corp., et al. - Control -
Norfolk Southern Corp., et al.***

Dear Chief of Case Administration:

Applicants write in response to the Motion of Natural Resources Defense Council to Challenge Designation of an Emission Inventory as Highly Confidential (Aug. 25, 2026), which asks the Board to re-designate the workpaper “Railroad Emission Data Inventory.xlsx” as public under the Protective Order in this proceeding. Applicants have reviewed the workpaper and are willing to re-designate it as “public.” Accordingly, no further briefing or action on the motion is necessary, and Applicants respectfully submit that the motion may be resolved on that basis.

Respectfully submitted,

/s/ Michael L. Rosenthal

Michael L. Rosenthal
*Attorney for Union Pacific
Corporation and Union
Pacific Railroad Company*

cc: ALJ Soulikias
All Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that, on this 31st day of August, 2026, the foregoing document was served by first-class mail or email on all parties of record in this proceeding, the Secretary of Transportation, the Attorney General of the United States, and Administrative Law Judge Jenifer Soulikias.

/s/ Charlotte Krovoza