53335 SERVICE DATE – NOVEMBER 24, 2026
ALJ

SURFACE TRANSPORTATION BOARD

Docket No. FD 36873

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

ORDER CANCELING NOVEMBER 25, 2026 DISCOVERY CONFERENCE

Decision No. 49

Decided: November 24, 2026

Discovery is before the undersigned pursuant to a ruling by the Surface Transportation Board. See Decision (Aug. 28, 2025).

I rescheduled this week's discovery conference to Wednesday, November 25, 2026. See Decision (Nov. 4, 2025). No new motions were filed. Brian Smith renewed his motion to compel NS to produce certain documents. (Smith Letter, Nov. 19, 2026.) Applicants' pre-conference letter states that NS and Mr. Smith agreed to have Mr. Smith's motion carried over to the December 11, 2026 discovery conference. (Apps. Letter 1, Nov. 23, 2026.) UP stated that its supplemental motion to compel BNSF's pricing and growth strategies can be decided on the supplemental briefing. (Id. at 2.)

Accordingly, I am canceling the discovery conference scheduled for Wednesday, November 25, 2026.

It is ordered:

1. The discovery conference scheduled for Wednesday, November 25, 2026, is CANCELED.

2. This decision is effective on the date of service.

By the Board, Jenifer J. Soulikias, Administrative Law Judge.