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Chief Counsel

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DECIDED DATE: 8/12/2026  
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APPROVED:   
Chief Counsel



BEFORE THE  
SURFACE TRANSPORTATION BOARD

Docket No. FD 35743

APPLICATION OF THE NATIONAL RAILROAD PASSENGER CORPORATION UNDER 49  
U.S.C. § 24308(a) – CANADIAN NATIONAL RAILWAY COMPANY

**JOINT MOTION FOR  
30-DAY ABEYANCE**

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August 7, 2026

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Office of Chief Counsel  
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Part of  
Public Record

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**JOINT MOTION FOR  
30-DAY ABEYANCE**

National Railroad Passenger Corporation (“Amtrak”) and Illinois Central Railroad Company and Grand Trunk Western Railroad Company (together, “CN”), jointly and respectfully move to hold this proceeding in abeyance through September 16, 2026. As described below, the parties are pleased to report that they have reached a settlement that, when embodied in definitive formal agreements, will resolve all outstanding issues and permit the Board to dismiss this proceeding. The parties, however, require a modest amount of additional time to prepare and execute those formal settlement documents.

This proceeding was initiated through an Application filed by Amtrak on July 30, 2013. For over 13 years, it has occupied the attention and resources of the parties and the Board. As evidenced by the parties’ successive joint motions for extension,<sup>1</sup> they have been engaged in intensive negotiations for the past 11 months aimed at settling this complex and long-standing case. Those efforts have now culminated in a settlement covering all disputed issues. The parties, however, require additional time to complete formal settlement agreements, including incorporating the terms of their confidential settlement term sheet into a revised and restated operating agreement that will govern Amtrak’s future use of CN’s rail lines. Once these formal agreements are finalized, a process

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<sup>1</sup> See joint motions filed September 26, November 13, and December 9, 2025, and January 15, February 17, March 19, April 20, May 19, and July 7, 2026.

the parties anticipate completing before September 16, 2026, they intend to seek final dismissal of this proceeding.

Given the advanced stage of the parties' discussions, they respectfully suggest it would be appropriate and most efficient for the Board to grant a housekeeping extension holding this proceeding in abeyance through September 16, 2026, to allow time for the parties to complete and execute formal settlement documents. Such an order would not prejudice any party and would conserve resources of the parties and the Board. In the unlikely event that the parties require additional time to complete their formal agreements, they will file a further abeyance request by September 4.

WHEREFORE, for the reasons stated above, Amtrak and CN jointly request that the Board hold this proceeding in abeyance through September 16, 2026.

Respectfully submitted,

/s/ Jerry A. Cuomo

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*Counsel for Illinois Central Railroad Company and Grand Trunk Western Railroad Company*

August 7, 2026

## **CERTIFICATE OF SERVICE**

I, James M. Guinivan, hereby certify that I have, this 7th day of August, 2026, caused a copy of the foregoing Joint Motion for 30-Day Abeyance to be served by email upon counsel for all parties of record.

/s/ *James M. Guinivan*

James M. Guinivan