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May 19, 2017
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May 19, 2017

BY E-FILING

Ms. Cynthia T. Brown, Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423-0012

Re: *Application of the National Railroad Passenger Corporation under 49 U.S.C.
§ 24308(a) – Canadian National Railway Company (Docket No. FD 35743)*

Dear Ms. Brown:

Enclosed for filing in the above-referenced docket please find CN's Motion for
Withdrawal of Fifth Motion to Compel Responses to Discovery Requests.

Very truly yours,



David A. Hirsh

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

cc: Administrative Law Judge John P. Dring
Reed W. Neuman, Esquire

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

**MOTION OF ILLINOIS CENTRAL RAILROAD COMPANY
AND GRAND TRUNK WESTERN RAILROAD COMPANY
FOR WITHDRAWAL OF FIFTH MOTION TO COMPEL RESPONSES
TO DISCOVERY REQUESTS**

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and Grand Trunk Western Railroad Company*

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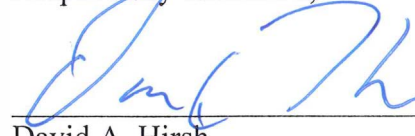
**MOTION OF ILLINOIS CENTRAL RAILROAD COMPANY
AND GRAND TRUNK WESTERN RAILROAD COMPANY
FOR WITHDRAWAL OF FIFTH MOTION TO COMPEL RESPONSES
TO DISCOVERY REQUESTS**

On December 12, 2016, Illinois Central Railroad Company and Grand Trunk Western Railroad Company (together, “CN”) filed their Fifth Motion to Compel Responses to Discovery Requests, in which they sought documents or relevant information from National Railroad Passenger Corporation (“Amtrak”). CN and Amtrak have arrived at a negotiated agreement resolving the issues raised in CN’s Fifth Motion to Compel. Accordingly, CN moves to withdraw its Fifth Motion to Compel Responses to Discovery Requests. CN is authorized to represent to the Board that Amtrak consents to this motion.

The parties are now proceeding with a round of agreed-upon depositions, which are likely to occur primarily in June. As that process proceeds, they anticipate jointly proposing a schedule to the Board to govern further proceedings.

Wherefore, CN respectfully requests that the Board grant this motion.

Respectfully submitted,



David A. Hirsh

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Julie A. Waddell

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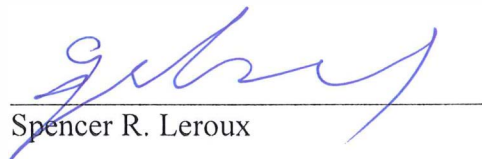
(202) 347-7840

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

May 19, 2017

CERTIFICATE OF SERVICE

I certify that I have this 19th day of May, 2017, caused the foregoing Motion of Illinois Central Railroad Company and Grand Trunk Western Railroad Company for Withdrawal of Fifth Motion to Compel Responses to Discovery Requests to be served upon all known parties of record in this proceeding by first-class mail or a more expeditious method.



Spencer R. Leroux