



Surface Transportation Board
Washington, D.C. 20423-0001

Office of the General Counsel

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Meeting under Section 5, STB Reauthorization Act

246952

September 11, 2018

ENTERED
Office of Proceedings
December 21, 2018
Part of
Public Record

Present: Chairman Begeman
Vice Chairman Miller
Member Staff Brian O'Boyle
Agency Staff Craig Keats, Rachel Campbell, Scott Zimmerman, Jessica
Caine, Ted Hunt, Michael Small, Barbara Miller

Topic: FD 35087 (Sub-No. 8), Canadian National Railway Company and
Grand Trunk Corporation – Control – E J & E West Company

Summary of the Matters Discussed, Prepared by General Counsel Craig Keats:

In this proceeding, the Board in 2008 authorized the acquisition of the E J & E West Company (E J & E), a rail carrier operating around Chicago, by Canadian National Railway Company (CN). The Village of Barrington (Barrington) on several occasions unsuccessfully sought to revisit, both at the agency and in court, the mitigation conditions the Board had imposed – primarily asking the Board to order CN to pay for a grade separation at the U.S. 14 crossing in Barrington. In this latest filing, Barrington again asks the agency to revisit and modify the conditions by requiring a grade separation substantially funded by CN.

Staff and Board Members discussed the following issues:

1. How this request, which focuses on purported effects of the transaction on emergency responders, relates to prior Barrington requests.
2. The emergency responder mitigation conditions previously imposed.
3. The particulars of the June 2018 incident that led to this request.