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June 21, 2018
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NORTH AMERICA FREIGHT CAR	)	Office of
ASSOCIATION; AMERICAN FUEL &	)	Jun
PETROCHEMICALS MANUFACTURERS;	)	I
THE CHLORINE INSTITUTE; THE	)	Pub
FERTILIZER INSTITUTE; AMERICAN	)	
CHEMISTRY COUNCIL; ETHANOL	)	
PRODUCTS, LLC D/B/A POET ETHANOL	)	
PRODUCTS; POET NUTRITION, INC.;	)	
CARGILL INCORPORATED; and ARKEMA	)	NOR 42144, 42150, 42152, 42153
INC.	)	
	)	
Complainants,	)	
	)	
vs.	)	
	)	
UNION PACIFIC RAILROAD COMPANY,	)	
	)	
Defendant.	)	
	)	

In recent weeks, Arkema has identified additional potentially responsive documents on the hard drive of a custodian that were not collected when Arkema initially collected records from the custodian's hard drive. Arkema also has identified a small number of potentially responsive records through a Boolean search using phraseology found in responsive records Arkema previously produced. Yesterday, Arkema produced the responsive Boolean search records that do not require redaction of privileged content. Arkema currently is reviewing the custodian's records and, to the extent these records are responsive, Arkema intends to

produce them early next week. Responsive documents requiring redactions and a privilege log also will be produced next week.

2. Outstanding Discovery Concerns

Arkema has responded to an inquiry from Union Pacific concerning the scope of its document collection.

3. Plans to Address Outstanding Discovery

Arkema is currently processing the additional potentially responsive documents it collected and expects to produce all responsive documents by next week. Arkema will also produce a privilege log shortly after it completes this production.

Arkema has proposed July 10, 11, 24 or 25 as dates for the deposition of an Arkema witness. UP's counsel is not available on July 24 or 25 and has declined to commit to July 10 or 11 until Arkema has produced the additional documents recently identified as potentially responsive. The next available deposition dates for both UP's counsel and Arkema's witness are in late August.

4. Estimate of Time to Address Concerns

There are no outstanding discovery concerns.

Respectfully submitted,

/s/ Jason D. Tutrone
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Date: June 21, 2018

Certificate of Service

I certify that, on June 21, 2018, I caused a copy of the foregoing document to be served by e-mail on counsel for all parties of record in this proceeding and on the Honorable John P. Dring of the Federal Energy Regulatory Commission.

/s/ Jason D. Tutrone
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