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Docket No. NOR 42151

³ See Decision served Feb. 6, 2017 (granting Board-sponsored mediation); Decision served April 5, 2017 (extending mediation for a period not to exceed 30 days); Decision served May 5, 2017 (extending mediation for a period not to exceed 30 days).

2. It is uncertain when the mediation may be concluded or whether it will result in any sort of settlement. Therefore, the parties believe it makes sense to defer the procedural schedule for now while the mediation continues, rather than proposing a modified schedule that may later need to be extended further.

3. If the pending mediation does not fully resolve the proceeding, the parties will, within five business days, confer and propose a new schedule to the Board. The parties expect that the new schedule will preserve the previous intervals, *i.e.*, ninety days for discovery, followed by CF's Opening Statement in sixty days, CN's Reply in sixty days, and CF's Rebuttal in thirty days, such dates to be subject to adjustment based on holidays, personal commitments, etc.

Wherefore, the parties respectfully request that the Board defer the procedural schedule in the above-captioned proceeding pending completion of the ongoing mediation.

Respectfully submitted,

CF INDUSTRIES SALES, LLC

CANADIAN NATIONAL RAILWAY
COMPANY

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Dated: May 25, 2017

CERTIFICATE OF SERVICE

I hereby certify that I have this 25th day of May, 2017, caused a copy of the foregoing filing to be served by U.S. Mail, postage prepaid or by more expedited means upon all counsel of record.

/s/ Katherine F. Waring
Katherine F. Waring
An Attorney for Complainant