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March 18, 2015

Cynthia T. Brown
Chief of the Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, SW
Washington, DC 20423-0001

Re: Docket No. 42143, Sherwin Alumina Company, LLC v. Union Pacific Railroad Company

Dear Ms. Brown:

I am writing on behalf of Union Pacific Railroad Company ("Union Pacific") to respond briefly to two points raised in a letter filed by Sherwin Alumina Company, LLC ("Sherwin") on March 18, 2015.

First, Sherwin argues that the Board should act expeditiously in this matter. Earlier today, Union Pacific filed a motion seeking a short extension of time to file its reply to Sherwin's petition. If the Board grants the motion, the evidentiary record could close 57 days after Sherwin filed its petition, which certainly qualifies as "expeditious."

Second, Sherwin cites the *Canexus* case in arguing that 20 days is enough time for Union Pacific to provide a substantive response to Sherwin's petition. In *Canexus*, the Board ordered an expedited response from the railroads because Canexus was confronted with the prospect that its shipping needs would not be met in the immediate future. Here, Sherwin has been in the same situation for four months, has known that it would be facing that situation for even longer, has trucking options for transportation of lime, and is speculating about possible transportation needs that may or may not arise months in the future. Moreover, as the Board is aware, in *Canexus* the Board subsequently ordered additional briefing and an oral argument in order to develop a full understanding of the issues presented by that case. See *Canexus v. BNSF Ry.*, FD 35524 & NOR 42131 (STB served Oct. 14, 2011). The proceeding ultimately took more than seven months from commencement to conclusion. See *Canexus v. BNSF Ry.*, NOR 42131 (STB served Feb. 8, 2012).

COVINGTON

Cynthia T. Brown
March 18, 2015
Page 2

Please contact the undersigned with any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Michael L. Rosenthal", written in a cursive style.

Michael L. Rosenthal

cc: Daniel M. Jaffe, Esq.