

1177 22nd Street, NW (#5 B)
Washington, DC 20037
December 5, 2016



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

242263

Re: Docket No. EP 730 (Sub-No. 1)
Revision of Arbitration Procedures

ENTERED
Office of Proceedings
December 15, 2016
Part of
Public Record

Dear Ms. Brown:

Enclosed are the original and ten copies of my Application to be included in the roster of arbitrators. An additional copy is enclosed for you to stamp and return in the self-addressed prepaid envelope.

Thank you for your assistance. If you have any questions, please contact me.

Sincerely yours,


Fritz R. Kahn

SURFACE TRANSPORTATION BOARD

Docket No. EP 730 (Sub-No 1)

REVISION OF ARBITRATION PROCEDURES

APPLICATION

Pursuant to the Decision served December 2, 2016, I, Fritz R. Kahn, wish to be included in the roster of arbitrators.

Following my service with the Interstate Commerce Commission, the last six years as its General Counsel, I became a partner of Verner, Liipfert, Bernhard and McPherson, at the time Washington's foremost transportation law firm. Among my railroad clients were the Denver and Rio Grande Western Railroad, which I represented until it was acquired by the Southern Pacific, and the Chicago and Northwestern Transportation Company, which I represented until it was acquired by the Union Pacific. Among my shipper clients was the Mobil Chemical Company, on behalf of which I brought a rate case against CSX Transportation, which dragged on interminably and led to the elimination of geographic and product competition in the STB's determination of market dominance.

The last dozen and a half years before my retirement in 2015 I spent as a solo practitioner, principally representing Class III rail carriers and shippers before the STB. Additionally, I organized and managed Transportation Arbitration and Mediation, P.L.L.C., a body designated to arbitrate disputes of the Transportation Intermediaries Association and the Commodity Classification Standards Board of the National Motor Freight Association. I served as the arbitrator in several proceedings.

I was a member the the District of Columbia's Board of Appeals and Review from 2000 until it was abolished in 2004. I previously had been qualified as an Administrative Law Judge by the U.S. Office of Personnel Management.

If were to serve as arbitrator, my fee would be \$400 per hour.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Fritz R. Kahn".

Fritz R. Kahn

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