

Defendant.

Arkema is concerned about the breadth of certain Union Pacific requests, particularly those which Union Pacific has not agreed to narrow as it had with other complainants. Union Pacific has indicated that it would like to understand the burden of responding to such requests

before agreeing to narrow them, and Arkema is continuing to evaluate the burden of responding to such requests.

3. Plans to Address Outstanding Discovery

Arkema is collecting and reviewing records on a rolling basis to facilitate responses to Union Pacific discovery requests. At present, Arkema is prioritizing the collection of various tank car movement data that Union Pacific has requested. Arkema also has contacted Union Pacific about addressing certain discovery requests with stipulations and is preparing stipulations for Union Pacific's consideration.

4. Estimate of Time to Address Concerns

Arkema expects that it will be able to begin producing responsive information to Union Pacific once the Board amends the protective order in this proceeding to cover Arkema. Arkema expects to begin the bulk of its production within 4-8 weeks. This estimate may change because Arkema and Union Pacific are still in the early stages of the discovery process.

Respectfully submitted,

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Date: October 19, 2017

Certificate of Service

I certify that, on October 19, 2017, 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
Jason D. Tutrone