



Surface Transportation Board
Washington, D.C. 20423-0001

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September 23, 2013
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September 23, 2013

The Honorable John Thune
United States Senate
Washington, DC 20510

The Honorable Tim Johnson
United States Senate
Washington, DC 20510

The Honorable Kristi Noem
U.S. House of Representatives
Washington, DC 20515

Dear Members of Congress:

Thank you for your letter dated September 13, 2013, regarding the Canadian Pacific Railway Company (CP) and the Dakota, Minnesota and Eastern Railroad Corporation (DM&E). You specifically referenced the August 8 petition filed at the Surface Transportation Board by South Dakota Governor Dennis Daugaard. The Board has received numerous letters supporting the petition and a reply from CP. These materials are available for viewing on the Board's website, docketed in STB Finance Docket No. FD 35081 (Sub-No. 2), (www.stb.dot.gov).

The Board is currently reviewing all of these submittals. We will give full and careful consideration to the petition, to CP's reply, to your comments, and to the concerns expressed by those who have written to us. Because this matter is currently pending before the Board, we cannot comment further at this time.

You also refer to CP's desire to potentially sell the DM&E, and you indicate your strong interest and intention to participate in such a case. Should an application for the sale of DM&E be filed at the Board, we would welcome your participation and any information that you would care to provide in that or any other matter before us.

We appreciate your interest. Your letter together with this response will be made a part of the public docket for the CP-DM&E petition. Please let us know if you need anything further. Your staffs should also not hesitate to contact Lucille Marvin, the Board's Director of Governmental Affairs, for status updates about this case.

Sincerely,

Daniel R. Elliott III
Chairman

Ann D. Begeman
Vice Chairman

Francis P. Mulvey
Commissioner