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SERVICE DATE – FEBRUARY 27, 2017

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. NOR 42151

CF INDUSTRIES SALES, LLC

v.

CANADIAN NATIONAL RAILWAY COMPANY

Decided: February 24, 2017

On January 4, 2017, CF Industries Sales, LLC (CF) filed a complaint under 49 U.S.C. §§ 10702, 10704, and 11701, seeking injunctive relief and a determination from the Board that certain common carrier tariffs and rules issued by Canadian National Railway Company (CN) are unreasonable practices. CN filed its answer on January 24, 2017.

On February 6, 2017, the Board granted the parties' joint motion requesting Board-sponsored mediation, but at CF's request, the Board did not hold the proceeding in abeyance. On February 13, 2017, pursuant to 49 C.F.R. § 1111.10(a), the parties jointly filed a proposed procedural schedule.

The Board finds the parties' joint proposal to be reasonable and consistent with Board practice. Thus, the following procedural schedule will be adopted:

February 27, 2017	Discovery Begins
May 30, 2017	Discovery Ends*
July 27, 2017	CF Opening Statement
September 25, 2017	CN Reply Statement
October 25, 2017	CF Rebuttal Statement

* If the Discovery period is extended, all deadlines will be extended by the same number of days in order to preserve the time allotted to prepare the Opening Statement, the Reply Statement, and the Rebuttal Statement. To request an extension of the Discovery period, or to request other changes to this procedural schedule, an appropriate motion must be filed with the Board.

It is ordered:

1. The procedural schedule described above is adopted.
2. This decision is effective on its service date.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.