



Frank Admitted His GLBT Proposal is Dishonest

webmaster to: Michael.Higgins, Phillis.Johnson-Ball,
david.navecky

05/27/2016 06:34 PM

Cc: RutsonV, BlodgettK, GosselinD

Authentication-Results: stb.dot.gov

THIS COMMENT IS FOR DOCKET FD 35952

Frank Patton has justified his refusal to identify anything objectively factual in his proposed Great Lakes Basin Transportation Plan by claiming repeatedly he has "nondisclosure agreements". STB never had any right to accept these assertions at face-value. Now we know that he is telling bold-faced lies when he makes these representations.

STB has improperly moved a plan with no stated purpose to a environmental study that cannot be legitimate -- Frank Patton will not say what nearly 25 square miles of land, identified as a "rail port", will be used for. There is no way to legitimately assess the environmental impact of this "rail port" since there are no representations as to how it will be use.

The entire GLBT proposal has been demonstrated today to be based on lies.

Because Frank Patton was called out by Norfolk Southern's Legal Department in a comment this week (dated 5/23/2016) for misrepresenting agreements with Class 1 railroads, he now has issued this irrational statement that undermines everything else he has placed on the record at STB:

"Our definition of a NDA is that we feel it is unethical to pass along any information to the general public or to anyone else without authorization from whomever we are in discussions with," he said. "Many of those who are party to these discussions have told us they respect our honor approach. We have no intention of changing that policy."

Source:

http://www.nwitimes.com/news/local/second-large-railroad-turns-back-on-great-lakes-basin-rail/article_502e5414-42ec-5d39-b6cb-6180ac238933.html?utm_medium=social&utm_source=email&utm_campaign=user-share

Vicky Rutson has admitted that waiving Frank Patton out of the mandated 6-month notification period that would have placed facts on the docket was a mistake on her part. Surface Transportation Board must take responsibility for her error and lapse of judgement. Her mistakes cannot be used as an excuse to move forward with a blatantly contaminated Phase 1 approval.

Frank and his attorney's know what a "nondisclosure agreement" is and he has lied about having these legal documents in statements submitted to STB for review.

STB now has no choice but to send this proposal back to Frank Patton with a request that he resubmit GLBT with a detailed and accurate proposal that is submitted for a 6-month notification period. He is abusing the process at STB.

Frank Patton has admitted he has misused the term "nondisclosure agreement" and does so intentionally -- he has admitted he knows what a legitimate nondisclosure agreement and that he does not have them.

Regardless of intent, this is material to his filing. No environmental statement can proceed when Frank Patton has now publicly acknowledged that every time he uses the word "nondisclosure agreement" he is not referring to a legal document and he knows this.

No one can be allowed to submit intentionally misleading statements to Surface Transportation Board and expect to initiate Phase 1 approvals.

If Frank Patton has solicited monies from investors and/or public sources misrepresenting that he has "nondisclosure agreements" -- THIS IS CRIMINAL FRAUD.

I demand that STB stop the Phase 1 approval immediately and forward everything on the record, including Frank Patton's candid admission that he is using misleading terminology to any-and-all Federal Authorities that have a role investigating and then prosecuting fraudulent investment practices.

Bill Breitsprecher