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James A. Waldorf
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October 7, 2008 (VIA REGULAR MAIL)

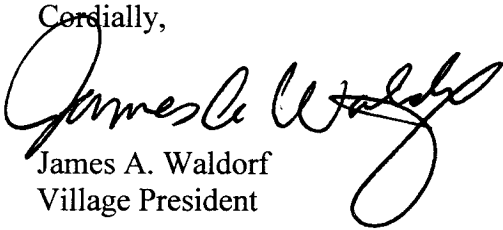
Phillis Johnson-Ball
Surface Transportation Board
395 E Street, SW
Washington, DC 20423

**Ref: STB Finance Docket No. 35087 –
Canadian National Railway Company and Grand Trunk Corporation –
Control -EJ&E West Company**

Ms. Johnson-Ball,

Please find the enclosed resolution from the United City of Yorkville, Illinois, opposing the above-referenced transaction. The United City of Yorkville is located approximately ten miles west of the Village of Plainfield and shares our community's concerns about the regional traffic impacts that can be expected if the proposed transaction is approved.

Cordially,



James A. Waldorf
Village President

Enclosure

cc: Rep. Judy Biggert
Rep. Bill Foster

STATE OF ILLINOIS)
)ss
COUNTY OF KENDALL)

RESOLUTION NO. 2008- 32

**STATEMENT OF REGIONAL OPPOSITION
TO THE CANADIAN NATIONAL RAILWAY
PURCHASE OF THE EJ&E**

WHEREAS, on October 30, 2007, the Canadian National Railway Corporation, along with its United States subsidiary, Grand Trunk Corporation (collectively, "CN") filed an application with the federal Surface Transportation Board ("STB") seeking approval to acquire the EJ&E West Company, a wholly owned subsidiary of the Elgin, Joliet and Eastern Railway Company (collectively, "EJ&E"); and

WHEREAS, regionally thousands upon thousands of people would be negatively impacted by the overwhelming increase of freight traffic CN plans to run on the EJ&E railroad based on its current projections as well as the traffic onslaught that would ensue with planned expansion of the Port of Prince Rupert, Canada; and

WHEREAS, area communities are united in a concern that the negative community impacts on safety, traffic gridlock, property values and overall quality of life along the EJ&E created by this acquisition cannot now or ever be adequately resolved to accommodate transforming the EJ&E from the equivalent of a small country road into a rail freight "superhighway"; and

WHEREAS, this purchase would further aggravate commuter gridlock into the future by precluding the use of the EJ&E for the planned Metra commuter rail Star Line; and

WHEREAS, a business wishing to open or develop in an American community is required to be a good citizen and make infrastructure investment that integrates it into the community in which it is locating; and

WHEREAS, the cost of fully mitigating the community problems CN would create through its operations on the EJ&E would run into the billions of dollars and CN has committed to shouldering only \$30 to \$40 million of these costs; and

WHEREAS, it is not in the interest of American taxpayers – nor their obligation – to underwrite mitigation costs for a private business deal that benefits only a foreign corporation; and

WHEREAS, we acknowledge that freight congestion in Chicago is a reality and that fixing this problem is a matter of careful planning followed by a commitment of substantial dollars to get the job done, and that this planning has already occurred through a project started a decade ago called CREATE.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the United City of Yorkville that:

1. CREATE should be pursued as the regional solution for freight congestion;
2. If it chooses to pursue the acquisition of the EJ&E, then Canadian National Railway should be held to the same corporate community standards as Amercian businesses are held to in 2008;
3. Until the Canadian National Railway is willing to invest the dollars necessary to alleviate the problems it is creating in area communities, area communities will stand united in opposition to this transaction.

Passed by the City Council of the United City of Yorkville, Kendall County, Illinois this 22nd day of JULY, A.D. 2008.

Olivia Pickering
DEPUTY CITY CLERK

ROBYN SUTCLIFF Y
GARY GOLINSKI Y
WALLY WERDERICH —
ROSE ANN SPEARS Y

JOSEPH BESCO Y
ARDEN JOE PLOCHER Y
MARTY MUNNS Y
BOB ALLEN Y

Approved by me, as Mayor of the United City of Yorkville, Kendall County, Illinois, this 22nd day of JULY, A.D. 2008.

Valerie Bund
MAYOR