

ORIGINAL

Before the
SURFACE TRANSPORTATION BOARD

204274



Ex Parte No. 586

ARBITRATION--VARIOUS MATTERS RELATING TO ITS USE
AS AN EFFECTIVE MEANS OF RESOLVING DISPUTES
THAT ARE SUBJECT TO THE BOARD'S JURISDICTION

REPLY COMMENTS

ENTERED
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Attorney for John D. Fitzgerald

Due Date: January 3, 2002

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John D. Fitzgerald,^{1/} for and on behalf of United Transportation Union-General Committee of Adjustment (UTU/GO-386), submits these Reply Comments.^{2/}

Examination of the Comments filed by other parties, fails to disclose a legitimate interest by small shippers, or on their behalf. Accordingly, this commentor does not go beyond his initial comments in this regard. (UTU/GO-386, Comments, 8 n.13).

Unfortunately, the extensive library and its materials, formerly maintained by the Interstate Commerce Commission, which embraced early arbitration awards, are no longer available for the enlightenment of the Board's staff. For example, see: Kolko, Gabriel, Railroads and Regulation 1877-1916, 48 n.13 (Princeton,

^{1/} General Chairman for United Transportation Union on lines of The Burlington Northern and Santa Fe Railway Company, with offices at 400 E. Evergreen Boulevard, Vancouver, WA 98660.

^{2/} Reply Comments are provided for by the Notice of Proposed Rulemaking (NPR), served September 20, 2001. (NPR 6).

1965); Ripley, William Z., Railroads--Rates and Regulation, ix
(Longmans, Green 1912).

Respectfully submitted,



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January 3, 2002

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