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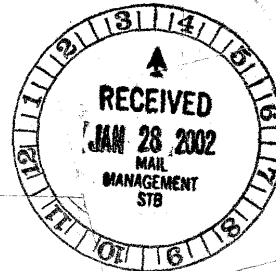
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RICHARD A. ALLEN

January 28, 2002

BY HAND

Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001



Re: Union Pacific Railroad Company – Petition for Declaratory Order – Unilaterally
Imposed Interchange Charges, STB Docket No. 42052

Dear Secretary Williams:

Pursuant to the Board's decision in this proceeding served January 14, 2002, I am writing to notify the Board and the Association of American Railroads that Norfolk Southern Railway Company intends to participate in the next phase of this proceeding, including meetings at the AAR. NS has not yet determined the person or persons who will be participating in the meetings for NS, but will advise the Board and the AAR as soon as that determination is made. A summary of NS's general views on the subject is attached.

Sincerely,

Richard A. Allen

Enclosure

cc: (w/encl.) John Carroll, Association of American Railroads

**UNION PACIFIC RAILWAY COMPANY - PETITION FOR DECLARATORY ORDER
- UNILATERAL IMPOSITION OF INTERCHANGE CHARGES
STB DOCKET NO. 42052**

SUMMARY OF NORFOLK SOUTHERN RAILWAY'S POSITION

Norfolk Southern Railway Company (NS) agrees with the Union Pacific Railroad Company (UP) that railroads may not unilaterally impose charges on other railroads for matters relating to their interchanging of cars under existing law and under the AAR Car Service and Car Hire Agreement.

NS also believes, however, that situations may arise in which such charges are warranted. NS believes that the charges imposed by IHB that are referenced in UP's petition for declaratory order are a reasonable means of responding to serious congestion in Chicago.

NS is willing to explore the possibility of amending the AAR Car Service and Car Hire Agreement to see if there are changes which could address the congestion and capacity problems created by interchange delays in major gateway terminals.