



BRUSSELS CINCINNATI CLEVELAND COLUMBUS DAYTON NEW YORK WASHINGTON, D.C.

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May 18, 2004

By Messenger

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001



RE: STB Docket No. 42071, *Otter Tail Power Company v. The Burlington Northern and Santa Fe Railway Company*

Dear Secretary Williams:

Please find enclosed for filing the original and ten (10) copies of Complainant's Rebuttal Errata in the above referenced proceeding.

An extra copy of this filing is enclosed for stamping and returning to our offices.

Should you have any questions regarding the foregoing, please do not hesitate to contact the undersigned.

Sincerely,

Jeffrey O. Moreno

Enclosures

cc: (with enclosures)
Anthony J. LaRocca, Esq.
Counsel for Defendant, The Burlington Northern and Santa Fe Railway Company

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210946

BEFORE THE
SURFACE TRANSPORTATION BOARD



OTTER TAIL POWER COMPANY

Complainant,

v.

THE BURLINGTON NORTHERN AND
SANTA FE RAILWAY COMPANY

Defendant.

Docket No. NOR 42071

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COMPLAINANT'S REBUTTAL ERRATA

On April 29th, 2004, Complainant filed its Rebuttal Evidence in this proceeding. Complainant has subsequently discovered several inadvertent errors in its filing that require correction. Accordingly, this filing submits the following materials in Attachment 1 and 2 for inclusion into the administrative record of this proceeding.

Respectfully submitted,

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Attorneys for Complainant

May 18, 2004

Otter Tail Rebuttal Evidence Errata

Page II-A-5: Item 7. - change "it's" to "its"
Page II-A-38: Line 1 - change "gross ton miles" to "locomotive unit miles"
Page II-A-58: Line 5 - change "Eagle Butter" to "Eagle Butte"
Page II-A-68: Item 1., line 1 - change "my" to "Otter Tail's"
Page II-A-68: Item 1., line 4 - change "we" to "Otter Tail"

Page III-A-7: Line 3 - change "that confirms that" to "which confirms that"
Page III-A-23: Line 13 - change "converse" to "Converse"
Page III-A-34: Line 12 - change "superior" to "Superior"

Page III-B-3: Line 2 - change "Snowden, Glendive to Fargo portion" to "Snowden to Glendive and Glendive to Fargo portions"
Page III-B-4: Line 7 - change "followed" to "adopted"
Page III-B-13: Line 15 - change "do" to "does"
Page III-B-18: Line 15 - change "include" to "encounter"
Page III-B-29: Line 20 - change "Field Terms.xls" to "String Model Variable Definitions.xls"
Page III-B-43: Footnote 129 - replace footnote with "See Otter Tail electronic workpaper 'otter_tail_string_rebuttal.rtf' at lines 1127-1250, 1253-1352, 1934-2062, 2065-2168, 3656-3779 and 3782-3898."

Page III-C-1: Lines 6&7 - change "sponsog41 rs" to "sponsors"
Page III-C-1: Line 16 - change "Supplemental Narratives" to "Supplemental Reply Narratives"
Page III-C-2: Line 4 - change "overhaul" to "overhead"
Page III-C-8: Line 17 - change "17.0" to "84.5"
Page III-C-26: Line 12 - change "experience" to "experiencing"
Page III-C-28: Line 18 - change "proceeded" to "preceded"
Page III-C-32: Line 5 - change "call" to "calls"

Page III-D-4: Footnote 4 - change "require SD70 MAC" to "require 181 SD70 MAC"
Page III-D-3: Table III-D-10 change "Source: Column 3: BNSF Exhibit III-H-1, p. 23" to "Source: Column 3: BNSF Errata Exhibit III-H-1, p. 23".
Page III-D-10: Line 9 - delete "however"
Page III-D-10: Line 19 - delete "evidence"
Page III-D-11: Line 15 - change "[Add Cite]" to "(See BNSF Reply WP BNSF.RP.III.D-0008)"
Page III-D-12: Line 1 - change "[Add Cite]" to "(See Otter Tail Opening Workpaper Vol. III, PP. 2616 to 2618)"
Page III-D-29: Line 18 - change "redundent" to "redundant"
Page III-D-33: Table III-D-16, line 5, column (2) - change "30,3295" to "30,295"
Page III-D-49: Line 3 - change "these vehicle become" to "a vehicle becomes"

Otter Tail Rebuttal Evidence Errata

Page III-D-49: Line 16 - change "Converse, Donkey Creek and Converse" to "Converse, Donkey Creek and Glendive"

Page III-D-71: Line 8 - change "Network unnecessary" to "Network is thus unnecessary"

Page III-D-71: Line 15 - change "Otter Tail" to "OTRR"

Page III-D-89: Line 3 - change "unsurprisingly" to "not surprisingly"

Page III-D-93: Line 11 - change "21.9 percent" to "21.9 percent"

Page III-D-95: Line 19 - change "encountered with a railroad" to "encountered a railroad"

Page III-D-98: Line 13 - change "seasonal weather fluctuations" to "seasonal fluctuations"

Page III-D-121: Line 10 - change "its" to "their"

Page III-F-92: Line 14 - change "in which BNSF calculates" to "BNSF uses to calculate"

Page III-F-99: Line 4 - change "but off-set" to "but has offset"

Page III-F-99: Line 6 - change "less than" to "fewer than"

Page III-F-99: Line 6 - change "less than" to "fewer than"

Page III-F-107: Lines 8&9 - change "instead of the ten (10)" to "for the ten (10)"

Page III-F-153: Footnote 412 - change "upwards of" to "as much as"

Page III-G-3: Line 18 - change "WPL at 106" to "See WPL at 106"

Part IV - Witness Kruzich has submitted an updated verification page dated 4/27/04

Errata to Otter Tail Rebuttal Electronic Files

<u>Electronic File</u> (1)	<u>Worksheet</u> (2)	<u>Cell(s)</u> (3)	<u>Correction</u> (4)
1. OTRR Car Costs_Reb.123	General Freight	B3	Update the link to OTRR Rebuttal electronic file "EXHIBIT III-C-3.123," Worksheet "A," Cell "I22" using the Lotus "Manage Links- Update Now" function
2. OTRR Car Costs_Reb.123	Coal Cars	B9	Update the link to OTRR Rebuttal electronic file "EXHIBIT III-C-3.123," Worksheet "A," cell "N25" using the Lotus "Manage Links- Update Now" function
3. OTRR GA Outsourcing.123	A	B7	Change reference in the equation from "<<C:\OTP REBUTTAL\III-D\Other Tail_Opr_Exp_REB.123>>>A:H350..A:H350" to "<<C:\OTP REBUTTAL\III-D\Other Tail_Opr_Exp_REB.123>>>A:H352..A:H352"
4. OTRR GA Outsourcing.123	A	B10	Change reference in the equation from "<<C:\OTP REBUTTAL\III-D\Other Tail_Opr_Exp_REB.123>>>A:H350..A:H350" to "<<C:\OTP REBUTTAL\III-D\Other Tail_Opr_Exp_REB.123>>>A:H352..A:H352"
5. Otrr mow rebuttal.123	Contract	T10 to T14	Replace "23.00" in the referenced cells with "27.39"
6. Otrr mow rebuttal.123	Contract	U10 to U14	Replace "32.00" in the referenced cells with "36.39"
7. Otrr mow rebuttal.123	Contract	D12	Replace "1,295.3" with "1,686.73"
8. Otrr mow rebuttal.123	Spot Maint	C33	Add "Embankment Stabilization
9. Otrr mow rebuttal.123	Spot Maint	G33	Add "101,500"
10. Otrr mow rebuttal.123	Spot Maint	G36	Change "+G32+G28+G15" to "+G32+G28+G15+G33"

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of May, 2004, I served a copy of the foregoing Otter Tail Power Company's Rebuttal Errata at the following address:

Samuel M. Sipe, Jr., Esq.
Anthony J. LaRocca, Esq.
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