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October 7, 2005

Part of
Public Record



By Hand

Honorable Vernon Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Room 715
Washington, D.C. 20423

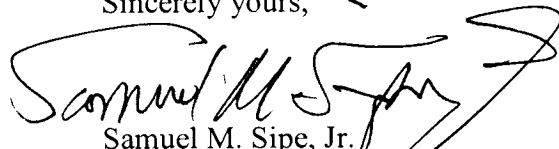
Re: STB Ex Parte No. 658, The 25th Anniversary of the Staggers Rail Act of 1980:
A Review and Look Ahead

Dear Secretary Williams:

Pursuant to the Board's Notice released on September 14, 2005, this is to advise that BNSF Railway Company intends to participate in the public hearing scheduled for October 19, 2005 in the above referenced matter. Mr. John P. Lanigan, BNSF's Executive Vice President and Chief Marketing Officer, will testify at the hearing and will submit written testimony prior to the hearing. Mr. Lanigan's testimony will address the role of the Staggers Act in promoting plant rationalization and competition, as well as the need for the Board to promote railroad revenue adequacy, particularly in light of the current need to invest in additional rail capacity. We request that ten minutes be allotted for Mr. Lanigan's testimony on October 19.

Please contact me at 202 429-6486 if you have any questions regarding this letter.

Sincerely yours,


Samuel M. Sipe, Jr.
Counsel for BNSF Railway Company

cc: John P. Lanigan
Richard E. Weicher, Esq.