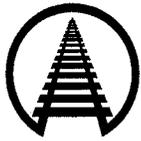


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ASSOCIATION OF  
AMERICAN RAILROADS

**Law Department**  
Louis P. Warchot  
Senior Vice President-Law  
and General Counsel

ENTERED  
Office of Proceedings  
November 29, 2012  
Part of  
Public Record

November 29, 2012

Ms. Cynthia T. Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E Street, S.W.  
Washington, DC 20423

Re: STB Docket No. 42123, *M & G Polymers USA, LLC v. CSX Transportation, Inc.*

Dear Ms. Brown:

Pursuant to the Board's Decisions served on September 27, 2012 and October 25, 2012, attached please find the Association of American Railroads' motion to participate as *amicus curiae* in the above proceeding.

Respectfully submitted,

Louis P. Warchot  
*Counsel for the Association of  
American Railroads*

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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STB Docket No. 42123

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M & G POLYMERS USA, LLC

v.

CSX TRANSPORTATION, INC.

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MOTION TO PARTICIPATE AS *AMICUS CURIAE* OF THE  
ASSOCIATION OF AMERICAN RAILROADS

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November 29, 2012

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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STB Docket No. 42123

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M& G POLYMERS USA, LLC

v.

CSX TRANSPORTATION, INC.

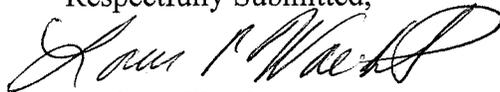
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MOTION TO PARTICIPATE AS *AMICUS CURIAE* OF THE  
ASSOCIATION OF AMERICAN RAILROADS

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Yesterday, November 28, 2012, the Association of American Railroads (“AAR”) filed comments in this proceeding pursuant to the decisions of the Surface Transportation Board (“Board”) served on September 27, 2012 and October 25, 2012. The AAR hereby moves to participate as *amicus curiae* based on its interest in the matters that are the subject of the Board’s decisions as detailed in the filed comments. As stated therein, the AAR’s filed comments focus on the legal and policy implications of the Board’s new rule for qualitative market dominance. The AAR’s comments take no position on the application of the rule to the dispute in this proceeding and do not address the specific rates at issue in the underlying complaint.

Respectfully Submitted,



Louis P. Warchot  
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*Counsel for the Association of  
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**CERTIFICATE OF SERVICE**

I, Rosita M. N'Dikwe, hereby certify that on this date I served by first-class mail, postage prepaid a copy of the Association of American Railroads' motion to participate as *amicus curiae* in STB Docket No. 42123, *M & G Polymers USA, LLC v. CSX Transportation, Inc.* on all parties of record.

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Rosita M. N'Dikwe

Dated: November 29, 2012