

BEFORE THE SURFACE TRANSPORTATION BOARD

In the Matter of:

STB Finance Docket No. 35661

**GRAND TRUNK WESTERN RAILROAD COMPANY – ACQUISITION OF
OPERATING EASEMENT – CSX TRANSPORTATION, INC.**

COMMENTS OF AMERICAN TRAIN DISPATCHERS ASSOCIATION

In this proceeding, Grand Trunk Western Railroad Company (“GTW”) has filed a Petition for Exemption from the approval requirements of 49 U.S.C. §§ 11323-11325 regarding its proposed acquisition from CSX Transportation (“CSXT”) of an easement over certain trackage (“the Proposed Acquisition”). In its Petition, GTW correctly stated that the STB “is required by 49 U.S.C. § 11326(a) to impose *New York Dock* labor protective conditions, as set forth in *New York Dock Ry – Control – Brooklyn Eastern Dist.*, 360 I.C.C. 60 (1979).”

ATDA takes no position – either in favor of or in opposition to – the Petition for Exemption or the Proposed Acquisition. However, ATDA files these Comments to underscore its view that, if the Petition is granted and the Proposed Acquisition is permitted, the Order issued by the STB should impose the *New York Dock* labor protective conditions and should expressly state that those conditions are to be applied to CSXT and GTW (now Wisconsin Central) train dispatchers impacted by the acquisition. In addition, ATDA directs the Board to the Comments it has filed in Finance Docket No. 35522, proceedings in which have been consolidated with this docket.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing Comments of American Train Dispatchers Association was served upon all known parties of record by first class mail, postage prepaid, this 8th day of November, 2012.



Michael S. Wolly