

UP-28

BEFORE THE
SURFACE TRANSPORTATION BOARD

236339

Finance Docket No. 32549

ENTERED
Office of Proceedings
July 21, 2014
Part of
Public Record

BURLINGTON NORTHERN INC. AND
BURLINGTON NORTHERN RAILROAD COMPANY
– CONTROL AND MERGER –
SANTA FE PACIFIC CORPORATION AND
THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY

MOTION TO DISMISS

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MOTION TO DISMISS

Union Pacific Railroad Company hereby moves to dismiss with prejudice UP's Petition to Institute a Proceeding to Clarify the Fee Adjustment Mechanism for Trackage Rights Imposed as a Condition on the BN/Santa Fe Merger, filed December 23, 2010. UP and BNSF have resolved the matter privately.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Michael L. Rosenthal, certify that on this 21st day of July, 2014, copies of the foregoing Motion to Dismiss have been served by first-class mail, postage prepaid, on all parties of record in Finance Docket No. 32549.



Michael L. Rosenthal