



**CANADIAN  
PACIFIC**

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Office of Proceedings  
December 10, 2012  
Part of  
Public Record

December 10, 2012

Hon. Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street SW, Room 100  
Washington, DC 20024

**VIA ELECTRONIC FILING**

Re: STB Docket No. NOR 42137  
*North America Freight Car Association v. BNSF Railway Company, et al.*

Dear Ms. Brown:

Enclosed for filing please find the Answer and Certificate of Service of Canadian Pacific Railway Company in the above-entitled matter.

Sincerely,

CANADIAN PACIFIC RAILWAY COMPANY

William M. Tuttle

BEFORE THE  
SURFACE TRANSPORTATION BOARD

_____	)	
North America Freight Car Association	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. 42137
	)	
BNSF Railway Company, <i>et al.</i> ,	)	
	)	
Defendants	)	
_____	)	

ANSWER OF  
CANADIAN PACIFIC RAILWAY COMPANY  
TO COMPLAINT

William M. Tuttle  
General Counsel U.S.  
Suite 1000  
120 South 6<sup>th</sup> Street  
Minneapolis, MN 55402  
(612) 904-5967

*Attorney for Canadian Pacific Railway  
Company*

December 10, 2012

BEFORE THE  
SURFACE TRANSPORTATION BOARD

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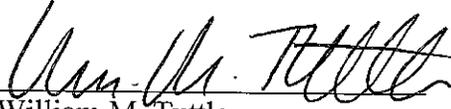
North America Freight Car Association	)	
	)	
Complainant,	)	
	)	
v.	)	Docket No. 42137
	)	
BNSF Railway Company, <i>et al.</i> ,	)	
	)	
Defendants	)	

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**ANSWER OF  
CANADIAN PACIFIC RAILWAY COMPANY  
TO COMPLAINT**

CANADIAN PACIFIC RAILWAY COMPANY (“CP”) hereby answers the Complaint filed by North America Freight Car Association in this proceeding. CP adopts and incorporates by reference the Answer of the Association of American Railroads (“AAR”) in response to all allegations in the Complaint. CP denies all allegations that are not specifically admitted herein or through reference to the Answer of the AAR.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "William M. Tuttle". The signature is written in a cursive style with a horizontal line underneath it.

William M. Tuttle  
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(612) 904-5967

*Attorney for Canadian Pacific Railway  
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December 10, 2012

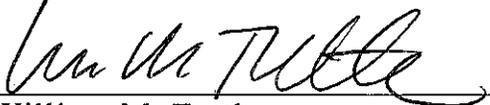
## CERTIFICATE OF SERVICE

I, William M. Tuttle, hereby certify that on this 10th day of December, 2012, I served by first class mail, postage prepaid, a copy of this Answer to Complaint on counsel for Complainant:

Andrew P. Goldstein  
John M. Cutler, Jr.  
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Thomas W. Wilcox  
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1054 31<sup>st</sup> Street, N.W., Suite 200  
Washington, D.C. 20007

and separately on counsel for each Defendant.

  
\_\_\_\_\_  
William M. Tuttle