

44938
DO

SERVICE DATE - LATE RELEASE DECEMBER 16, 2015

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. EP 724 (Sub-No. 4)

UNITED STATES RAIL SERVICE ISSUES—PERFORMANCE DATA REPORTING

Decided: December 16, 2015

In a decision served November 9, 2015, the Board announced that it would waive its ex parte prohibition in this proceeding for the limited purpose of permitting parties to have discussions with Board staff so that the agency could develop a more complete record with regard to technical issues and move this proceeding forward in an expeditious manner.¹ As announced in that decision, Board staff held ex parte meetings by request with parties. Those meetings, which occurred between November 19, 2015 and December 7, 2015, are concluded, and summaries of the meetings have been placed in the record. Consistent with the Board's directives in the November 9 decision, parties will be allowed seven days to submit written comments in response to the summaries.

It is ordered:

1. Comments in response to the summaries are due by December 23, 2015.
2. This decision is effective on its date of service.

By the Board, Rachel D. Campbell, Director, Office of Proceedings.

¹ On November 30, 2015, Thomas F. McFarland and Gordon P. MacDougall filed a petition for reconsideration of this decision, which remains pending.