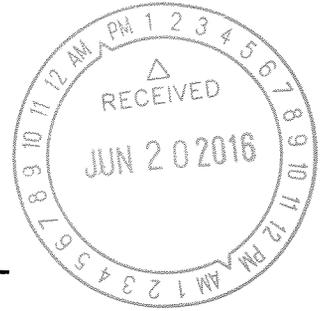


**BEFORE THE SURFACE TRANSPORTATION BOARD  
DEPARTMENT OF TRANSPORTATION**



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**STB Finance Docket No. 36041**

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240944

ENTERED  
Office of Proceedings  
June 20, 2016  
Part of  
Public Record

**MOTION OF EQUILON ENTERPRISES LLC D/B/A SHELL OIL PRODUCTS US  
FOR PROTECTIVE ORDER**

Craig S. Trueblood  
K&L Gates LLP  
925 Fourth Ave., Ste. 2900  
Seattle, Washington 98104-1158  
206-370-8368 (telephone)  
206-370-6196 (fax)

*Attorney for Equilon Enterprises  
LLC d/b/a Shell Oil Products US*

Dated: June 17, 2016

**BEFORE THE SURFACE TRANSPORTATION BOARD  
DEPARTMENT OF TRANSPORTATION**



**EQUILON ENTERPRISES LLC D/B/A )  
SHELL OIL PRODUCTS US – )  
PETITION FOR DECLARATORY )  
ORDER )**

**STB Finance Docket No. 36041**

**MOTION FOR PROTECTIVE ORDER**

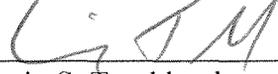
Petitioner Equilon Enterprises LLC d/b/a Shell Oil Products US (“Shell”), pursuant to 49 C.F.R. § 1104.14, respectfully requests that the Surface Transportation Board (“Board”) enter a protective order for the above-referenced proceeding with respect to confidential information submitted in support of Shell’s petition for declaratory order. A protective order will enable Shell to include relevant confidential and/or proprietary business information in its filings to the Board in order to facilitate the evaluation of resolution of the issues raised in this proceeding.

Information included in the Verified Statement of Michael A. Carr attached hereto as Exhibit B to Shell’s Motion to Intervene, Petition for Declaratory Order and Request for Expedited Decision contains commercially sensitive information regarding Shell’s business operations, including its use of and reliance on rail traffic and its production. Granting the requested order will protect the confidentiality of these sensitive business details in these documents, as well as perhaps later documents submitted to the Board.

Shell respectfully requests that the Board enter the proposed order attached hereto on an expedited basis because Shell has included confidential information that the requested order would protect in the documents filed under separate cover today in this proceeding.

Dated: June 17, 2016

Respectfully submitted,



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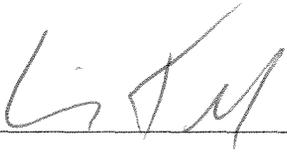
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*Attorney for Equilon Enterprises LLC  
d/b/a Shell Oil Products US*

**CERTIFICATE OF SERVICE**

I hereby certify that I served the Board and Tesoro Refining & Marketing Company LLC copies of the foregoing Motion for Protective Order on June 17, 2016, and there are no other parties to this proceeding. As a courtesy, copies of the foregoing Motion and Petition have also been provided to BNSF Railway Company and the Swinomish Indian Tribal Community.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Trueblood", is written over a horizontal line.

Craig S. Trueblood

**[Proposed]**  
**PROTECTIVE ORDER**  
**FOR**  
**STB Finance Docket No. 36041**

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**EQUILON ENTERPRISES LLC D/B/A SHELL OIL PRODUCTS US**  
**PETITION FOR DECLARATORY ORDER**

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1. Equilon Enterprises LLC d/b/a Shell Oil Products US (“Shell”) has submitted information, data, documents, or other material (hereinafter collectively referred to as “material”) in filings in this proceeding that it in good faith believes reflects proprietary or confidential information. Shell may designate and stamp such material as “CONFIDENTIAL,” and such material must be treated as confidential. Such material, any copies, and any data or notes derived therefrom:

(a) Shall be used solely for the purpose of this proceeding and any judicial review proceeding arising herefrom, and not for any other business, commercial, or competitive purpose.

(b) May be disclosed only to employees, counsel, or agents of Shell or the Surface Transportation Board (“Board”) who have a need to know, handle, or review the material for purposes of this proceeding and any judicial review proceeding arising herefrom.

(c) If contained in any pleading filed with the Board, shall, in order to be kept confidential, be filed only in pleadings submitted in a package clearly marked on the outside “Confidential Materials Subject to Protective Order.” *See* 49 C.F.R. § 1104.14.

2. If Shell intends to use Confidential material at hearings in this proceeding, or in any judicial review proceeding arising herefrom, Shell shall submit any proposed exhibits or other documents setting forth or revealing such Confidential material to the Board, or the court, as appropriate, with a written request that the Board or the court: (a) restrict attendance at the hearings during discussion of such Confidential material; and (b) restrict access to the portion of the record or briefs reflecting discussion of such Confidential material in accordance with the terms of this Protective Order.

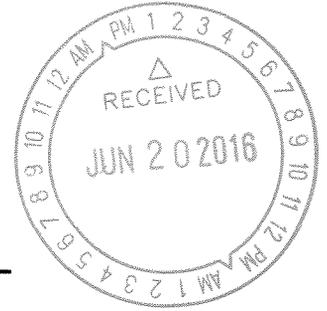
3. Information that is publicly available or obtained outside of this proceeding from a person with a right to disclose it shall not be subject to this Protective Order even if the same information is submitted or produced and designated as Confidential in this proceeding.

4. When filing a Confidential pleading with the Board, Shell will simultaneously file a public version of the pleading.

Date: \_\_\_\_\_

Signed: \_\_\_\_\_

**BEFORE THE SURFACE TRANSPORTATION BOARD  
DEPARTMENT OF TRANSPORTATION**



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**STB Finance Docket No. 36041**

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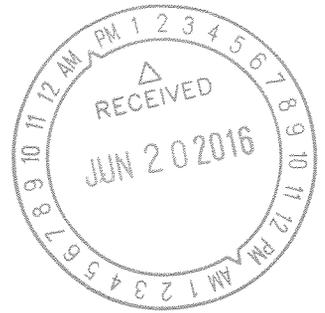
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FOR PROTECTIVE ORDER**

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206-370-6196 (fax)

*Attorney for Equilon Enterprises  
LLC d/b/a Shell Oil Products US*

Dated: June 17, 2016

**BEFORE THE SURFACE TRANSPORTATION BOARD  
DEPARTMENT OF TRANSPORTATION**



**EQUILON ENTERPRISES LLC D/B/A )  
SHELL OIL PRODUCTS US - )  
PETITION FOR DECLARATORY )  
ORDER )**

**STB Finance Docket No. 36041**

**MOTION FOR PROTECTIVE ORDER**

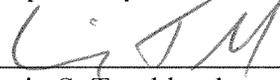
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Respectfully submitted,

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Craig S. Trueblood

**[Proposed]**  
**PROTECTIVE ORDER**  
**FOR**  
**STB Finance Docket No. 36041**

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**EQUILON ENTERPRISES LLC D/B/A SHELL OIL PRODUCTS US**  
**PETITION FOR DECLARATORY ORDER**

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Date: \_\_\_\_\_

Signed: \_\_\_\_\_