

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

234868

~~ENTERED~~

WESTERN FUELS ASSOCIATION, INC. and BASIN ELECTRIC POWER COOPERATIVE, INC.)	Office of Proceedings September 23, 2013 Part of Public Record
)	
Complainants,)	
)	
v.)	Docket No. 42088
)	
BNSF RAILWAY COMPANY)	
)	
Defendant.)	
)	

**JOINT REPORT OF THE PARTIES IN ACCORDANCE
WITH THE BOARD'S DECISION OF JULY 25, 2013**

In accordance with the Board's decision served on July 25, 2013

("Decision"), Western Fuels Association, Inc., Basin Electric Power Cooperative, Inc., and BNSF Railway Company ("BNSF") report to the Board that they have reached agreement on some matters covered by the Board's Decision. The parties hope to reach agreement on the remaining matters covered by the Board's Decision following their review of the Board's revised BNSF URCS (without the asset mark-up) for years 2010 and 2011. To facilitate this result, the parties jointly request that the Board extend the meet-and-confer time deadline set forth in the Decision until 30 days following the Board's issuance of the revised 2010 and 2011 BNSF URCS (without the asset mark-up). The parties will inform the Board at the end of this 30 day period on the results of their negotiations and, if final agreement has not been reached on the remaining matters, the parties will ask the Board to resolve the dispute.

Respectfully submitted,

WESTERN FUELS ASSOCIATION,
INC. and BASIN ELECTRIC POWER
COOPERATIVE, INC.

BNSF RAILWAY COMPANY

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