



**U.S. Department of
Transportation**
Office of the Secretary
of Transportation

General Counsel

1200 New Jersey Avenue, S.E.
Washington, D.C. 20590

September 20, 2013 **234844**

FILED ELECTRONICALLY

Ms. Cynthia Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

ENTERED
Office of Proceedings
September 20, 2013
Part of Public
Record

Re: Notice of Intent to Participate in Public Hearing
Docket No. EP 711 – Petition for Rulemaking to Adopt
Revised Competitive Switching Rules

Dear Ms. Brown:

Pursuant to the Board's decision served on August 13, 2013, the United States Department of Transportation (Department) hereby notifies the Board of its intent to participate in the public hearing in this proceeding, scheduled for October 22, 2013.

The Department plans to focus upon the analysis in its opening comments, filed on March 1, 2013. Thus, the Department expects to discuss the data and assumptions forming the basis for its analysis, as well as the expected impact of the competitive switching proposal upon traffic, railroad revenue, and commodity groups.

Undersigned counsel plans to appear at the hearing on the Department's behalf, and may be joined by additional representatives from the Department to provide remarks or assist in responding to the Board's questions. The Department respectfully requests five minutes to present its views at the hearing.

Respectfully,

CHRISTOPHER S. PERRY
Senior Trial Attorney

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