

**Surface Transportation Board**  
**Washington, D.C. 20423-0001**

**Office of Economics**

November 19, 2013

Mr. Jon Stevens  
AVP and Assistant Controller  
BNSF Railway Company  
2650 Lou Menk Drive  
Fort Worth, TX 76131

235099

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Office of Proceedings  
November 19, 2013  
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Re: BNSF 2010, 2011 and 2012 R-1 reports

Dear Mr. Stevens:

As you know, in its July 25, 2013 decision in Docket No. FD 35506, the Board directed the BNSF Railway Co. (BNSF) to refile, within 60 days of the August 24, 2013 effective date of the decision, its 2010, 2011, and 2012 R-1 reports to exclude the effects of the Berkshire acquisition markup. The Board indicated that once BNSF submitted the requisite filings and the Board had verified the "certified" reports (as required through the Agreed Upon Procedures established in Ex Parte 460), the Board would reissue the agency's revenue adequacy determinations for 2010 and 2011, as well as restate the RSAM benchmarks and reissue URCS for those two years. For 2012, the Board stated that it would issue its revenue adequacy determination, restate the RSAM benchmarks, and reissue URCS based on BNSF's revised 2012 R-1 report.

Although BNSF filed its restated R-1 reports applicable to 2010, 2011 and 2012 with the Board on October 22, 2013, they were not certified. BNSF was contacted by my office and advised that the R-1s were not in compliance with the certification requirement. BNSF indicated that it would endeavor to produce certified R-1s promptly, which is essential in order for the Board's audit staff to execute its independent review of the audited R-1s.

BNSF has recently advised that its certified 2010, 2011 and 2012 restated R-1 reports will be available for Board inspection no later than November 22, 2013. Board staff will arrive at your offices to audit the certified R-1 reports by that date.

If you have questions regarding this letter, please contact me at 202-245-0325.

Sincerely,



William F. Huneke  
Director & Chief Economist