

Minutes for May 9-10 2012

The Railroad Shipper Transportation Advisory Council (the "Council") pursuant to notice, held a meeting on May 9th and 10th 2012 in the hearing room of the Surface Transportation Board, 395 E. Street, SW, Washington, DC. The meeting was called to order at 2pm, on May 9th.

The following members were present: Chairman: Jeff Keever, Virginia Port Authority; Vice Chairman/Treasurer: John Levine Pinsky Railroad Company; Secretary: Howard Kaplan, U.S. Magnesium, LLC; Robin Burns, Occidental Chemical Corp.; Jerry Cope, Dakota Mill and Grain; George Duggan, BNSF; John Friedmann, Norfolk Southern Corporation; Tom Giovinazzi,, Holcim (US), Inc.; Mike Mohan, Canadian National Railway Company; Henry Lampe, Chicago South Shore & South Bend Railroad; John McCreavy, SMS Rail Services, Inc.; Leslie Moll, ArcelorMittal USA; Michael Ogborn, Omnitrax; Shelley Sahling-Zart, Lincoln Electric System; Peter A. Weiss, Chrysler LLC(via teleconference); Francis P. Mulvey, Surface Transportation Board; Ann D Begeman, Surface Transportation Board. Also present were Surface Transportation Board staff members Reamy Ancarrow, Jamie Rennert, and Mary Turek.

The following members were not present: Daniel R. Elliott III, Surface Transportation Board, Scott Greene, Federal Railroad Administration.

- I. Welcome and opening remarks from RSTAC Chairman Keever, and self introductions.
- II. Opening remarks from Vice Chairman Mulvey and Commissioner Begeman.
- III. URCS review and update-Bill Hueneke
- IV. Reports from the field-all
- V. Discussions on RSTAC future topics-possible review of labor and legal issues important to RSTAC members-possible OSHA presentation in August (Ogborn to investigate).
- VI. Council business (continuing on to May 9th.)
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 - a. 2011 annual report approved with technical corrections for posting on website
 - b. February 2011 minutes approved with technical corrections for posting on website
 - c. Banking status reviewed by Treasurer-funds appear adequate for 2012
 - d. August field trip outlined-details to be finalized by M. Ogborn-August 7-9.
 - e. It was suggested that staff send white papers to RSTAC board to bring all up to date.
- VII. Ex Parte 712-regulatory streamlining
 - a. Comments closed-no further action at this time.
- VIII. Update from House Transportation and Infrastructure committee on Surface Transportation reauthorization bill- Fred Miller, Republican counsel to House committee on transportation and infrastructure subcommittee of railroad/pipelines and hazardous materials.
 - a. Senate bill passed-now into joint conference

- IX. Antitrust legislation
 - a. Kohl bill dead
 - b. Staff requested review of exemptions and railroad positions for next meeting
- X. Chairman Keever requested committee to email suggested future topics for discussion
- XI. Next meeting August 7-9 in Denver area
- XII. Meeting adjourned at app. 11:15 am.