

STEPTOE & JOHNSON LLP

ATTORNEYS AT LAW

2072059
Samuel M. Sipe Jr.
202.429.6486
ssipe@step toe.com

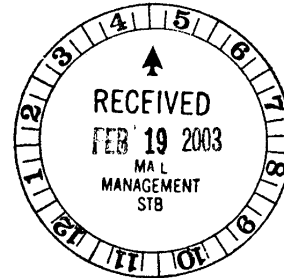
1330 Connecticut Avenue, NW
Washington, DC 20036-1795

Telephone 202.429.3000
Facsimile 202.429.3902
www.step toe.com

February 19, 2003

via Hand Delivery

Hon. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423



**Re: Procedures to Expedite Resolution of Rail Rate Challenges to be Considered
Under the Stand-Alone Cost Methodology, STB Ex Parte No. 638**

Dear Secretary Williams:

Enclosed for filing in the above-captioned matter are the original and 10 copies of the Notice of Intent to Participate of the Burlington Northern and Santa Fe Railway Company.

Please date stamp the extra copy of this cover letter and return it to the messenger who delivered this filing.

Sincerely,

Samuel M. Sipe Jr.
Counsel for The Burlington Northern
and Santa Fe Railway

Enclosures

ENTERED
Office of Proceedings

FEB 20 2003

Part of
Public Record

WASHINGTON

PHOENIX

- 1 -

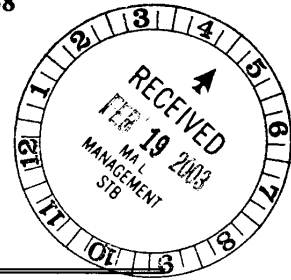
LOS ANGELES

LONDON

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

**PROCEDURES TO EXPEDITE RESOLUTION
OF RAIL RATE CHALLENGES TO BE
CONSIDERED UNDER THE
STAND-ALONE COST METHODOLOGY**

STB Ex Parte No. 638



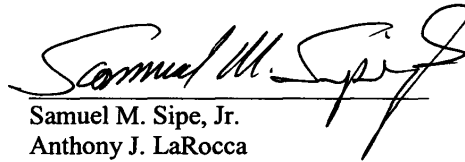
**NOTICE OF INTENT TO PARTICIPATE OF
THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY**

Pursuant to the Notice of Public Hearing on the Proposed Procedures to Expedite Resolution of Rail Rate Challenges to be Considered Under the Stand-Alone Cost Methodology served by the Board on February 6, 2003, The Burlington Northern and Santa Fe Railway Company ("BNSF") hereby submits its Notice of Intent to Participate. BNSF has previously filed initial and reply comments in this proceeding and hereby requests a time allotment of 20 minutes during the public hearing on this matter scheduled for February 27, 2003. Richard E. Weicher, Vice President and Senior Regulatory Counsel, will testify on behalf of BNSF. In accordance with the Board's Notice, BNSF will submit its written testimony by February 21, 2003.

**ENTERED
Office of Proceedings
FEB 20 2003
Part of
Public Record**

Richard E. Weicher
Michael E. Roper
The Burlington Northern and Santa Fe
Railway Company
2500 Lou Menk Drive
Forth Worth, TX 76131
(817) 352-2353

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Samuel M. Sipe, Jr.", written over a horizontal line.

Samuel M. Sipe, Jr.
Anthony J. LaRocca
Cynthia L. Quarterman
Steptoe & Johnson LLP
1330 Connecticut Avenue, N.W.
Washington, DC 20036
(202) 429-3000

*Attorneys for The Burlington Northern
and Santa Fe Railway Company*

February 19, 2003

CERTIFICATE OF SERVICE

I hereby certify that this 19th day of February 2003, a copy of the Notice of Intent to Participate of The Burlington Northern and Santa Fe Railway Company was served by hand delivery or overnight mail on:

Gordon P. MacDougall
1025 Connecticut Avenue, N.W.
Washington, DC 20036

Louis P. Warchot
Dennis J. Starks
Association of American Railroads
50 F Street, N.W.
Washington, DC 20001

*Attorney for John D. Fitzgerald and the United
Transportation Union-General Committee of
Adjustment*

*Attorneys for Association for
The Association of American Railroads*

Steven D. Stregge
Executive Vice President
North Dakota Grain Dealers Association
118 Broadway
606 Black Building
Fargo, ND 58102

William L. Slover
C. Michael Loftus
John H. LeSeur
Kelvin J. Dowd
Christopher A. Mills
Slover & Loftus
1224 17th Street, N.W.
Washington, DC 20036

North Dakota Grain Dealers Association

*Attorneys for The Western Coal
Traffic League*

Rosalind A. Knapp
Deputy General Counsel
The United States Department
of Transportation
400 7th Street, S.W., Room 10428
Washington, DC 20590

Ray Hickman
OptionsNet
10435 S. Sandusky Ave.
Tulsa, OK 74137

OptionsNet

*The United States Department
of Transportation*

Jon H. Mielke
Executive Secretary
North Dakota Public Service Commission
600 E. Blvd. Ave., Dept. 408, 12th Floor
Bismarck, ND 58505-0480

North Dakota Public Service Commission

Nicholas J. DiMichael
Michael H. Higgins
Thompson Hine LLP
1920 N Street, N.W., Suite 800
Washington, DC 20036

*Attorneys for The National
Industrial Transportation League*

Nicholas J. DiMichael
Jeffrey O. Moreno
Thompson Hine LLP
1920 N Street, N.W., Suite 800
Washington, DC 20036

George Koeck
Otter Tail Corporation
3203 32nd Avenue, S.W.
Suite 110
Fargo, ND 58103

Attorneys for Otter Tail Power Company

Thomas C. Canter
Executive Director
The National Coal Transportation Association
4 Meadow Lark Lane, Suite 100
Littleton, CO 80127-5718

*The National Coal Transportation
Association*

Michael F. McBride
LeBoeuf, Lamb, Greene & MacRae, LLP
1875 Connecticut Avenue, N.W.
Suite 1200
Washington, DC 20009-5728

Attorneys for Edison Electric Institute

Carolyn F. Corwin
Elizabeth Martell Walsh
Covington & Burling
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004

J. Michael Hemmer
Louise A. Rinn
Union Pacific Railroad Company
1416 Dodge Street
Omaha, NE 68179

Attorneys for Union Pacific Railroad Company

Scott M. Mirelson

Scott M. Mirelson