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LEGISLATIVE FIELD
FOREIGN RELATIONS MARKING MEMBER
AGRICULTURE, NUTRITION AND FORESTRY

United States Senate

WASHINGTON, DC 20510-1401

December 6, 2007

220913

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20453

RE: Finance Docket No. 35087, Canadian National Railway and Grand Trunk
Corporation - Control - EJ&E West Company

Dear Secretary Williams:

Please accept this letter as a notice that I intend to participate in the above referenced proceeding as a Party of Record. I request to be added to the service list, and receive copies of all motions, pleadings, correspondence and other filings made in connection with the above-referenced proceeding.

I would also like to take this opportunity to comment on the Canadian National Railway Company and Grand Trunk Corporation's request that the Surface Transportation Board (STB) treat the transaction as "minor" under the Board's rules, 49 C.F.R. 1180.2. I believe that the STB should treat this case as a "significant" transaction rather than a "minor" transaction. I commend the STB for determining that an Environmental Impact Study will now be included in the transaction.

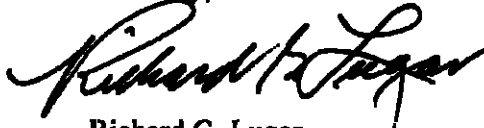
I am concerned about the impacts of this acquisition on Hoosier motorists, pedestrians, and neighboring residents. Canadian National has provided estimates that rail traffic will increase six-fold. In Lake County, Indiana, the Elgin, Joliet and Eastern Railway Company (EJ&E) has 78 at-grade highway-rail crossings. The estimated dramatic increase in rail traffic on the EJ&E line that would result from the acquisition could cause transportation congestion. I also continue to be concerned about the safety of Hoosier motorists, pedestrians, and neighboring residents who would be impacted by the increased rail traffic. As one of the most rail-intensive states in the U.S., Indiana ranks among the top ten states in the nation for the number of deaths and injuries caused by vehicle-train crashes at highway-rail grade crossings. I am equally concerned about the impact of increased rail traffic on air quality in the Northwest Indiana Region.

Thank you for your consideration and your efforts to ensure that this transaction considers all effects on Indiana and nearby communities.

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By my signature below, I certify that I have caused this Notice of Intent to Participate to be served on the parties of record in this proceeding, as reflected in the attached document.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard G. Lugar", written in a cursive style.

Richard G. Lugar
United States Senator

Enclosure
Cc: All Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that on December 6, 2007, the foregoing Notice of Intent to Participate is being served by first-class mail, postage prepaid, on the following:

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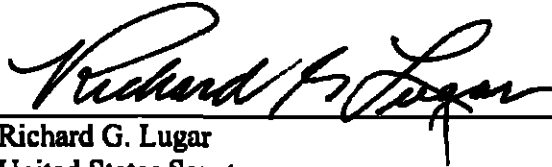
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Joliet, IL 6032-4298

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AFFIRMATION IN LIEU OF AN OATH

I, Richard G. Lugar, declare under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this Notice of Intent to Participate. Executed on December 6, 2007.

A handwritten signature in cursive script, reading "Richard G. Lugar", is written over a horizontal line.

Richard G. Lugar
United States Senator