



INDIANA DEPARTMENT OF TRANSPORTATION

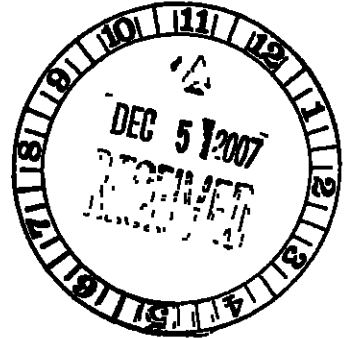
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N758
Indianapolis, Indiana 46204-2216 (317) 232-3166 FAX (317) 232-0238

Mitchell E. Daniels, Jr., Governor
Karl B. Browning, Commissioner

230901

November 28, 2007



BY E-FILING

The Honorable Vernon A. Williams, Secretary
Surface Transportation Board
Office of the Secretary
395 E. Street, S.W.
Washington, DC 20423-0001

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

Dear Secretary Williams

Enclosed for filing in the above-referenced docket is a letter by Karl B. Browning, Commissioner of the Indiana Department of Transportation

Sincerely,

Mark G. Ahearn,
Chief Legal Counsel Deputy Commissioner

Enclosure

cc All parties of record



INDIANA DEPARTMENT OF TRANSPORTATION

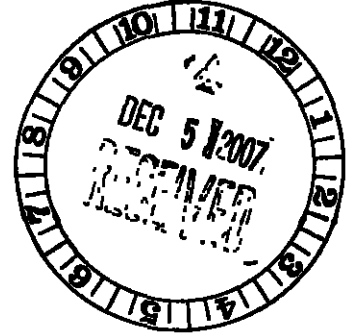
Driving Indiana's Economic Growth

100 North Senate Avenue
Room N758
Indianapolis, Indiana 46204-2216 (317) 232-3166 FAX (317) 232-0238

Mitchell E. Daniels, Jr., Governor
Karl B. Browning, Commissioner

November 28, 2007

The Honorable Vernon A. Williams
Secretary
Surface Transportation Board
Office of the Secretary
395 E Street, S W
Washington, DC 20423-0001



**RE: Finance Docket No. 35087, Canadian National Railway Company 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.

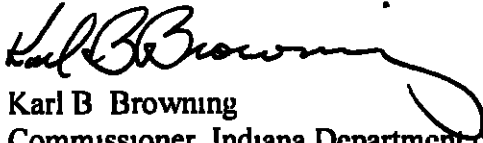
Additionally, I take this opportunity to comment on the Canadian National Railway Company and Grand Trunk Corporation's request that the Surface Transportation Board (STB) treat this transaction as "minor" under the STB's rules 49 C F R Section 1180.2. I believe that the STB should treat this case as a "significant" transaction rather than a "minor" transaction. This purchase will likely result in significant rail traffic increases in Indiana, particularly between the Kirk Yard and Griffith, which will result in transportation congestion near crossings, construction and safety issues, as well as impact the environment and economic development. A "significant" transaction determination would give those affected in Indiana, as well as the Indiana Department of Transportation, the opportunity to assess the impacts of the proposed purchase and comment accordingly.

I thank you for your consideration of this regionally important railroad purchase, and I look forward to working with all parties to ensure that this purchase considers all impacts on Indiana and all affected communities.

The Honorable Vernon A Williams
November 28, 2007
STB Docket # FD-35087
Page 2

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 "Karl B. Browning". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Karl B Browning
Commissioner, Indiana Department of Transportation

Enclosure
cc All Parties of Record

Certificate of Service

I hereby certify that the foregoing Notice of Intent to Participate is being served by United States mail, on the following

Hirsh, David A
Harkins Cunningham
1700 K Street. Nw, Suite 400
Washington, DC 20006-3817

James W. Brennan
Empire Wholesale Lumber Company
P O Box 1248
Bath, OH 44210

Karen Darch
Village of Barrington
Village Hall 200 S Hough St
Barrington, IL 60010

Cunningham, Paul A.
Harkins Cunningham Llp
1700 K Street, N.W . Suite 400
Washington, DC 20006-3817

Elliott Iii, Daniel R
United Transportation Union
14600 Detroit Avenue
Cleveland, OH 44107-4250

Sheys, Kevin M.
Kirkpatrick & Lockhart Preston Gates
Ellis Llp
1601 K Street. N.W
Washington, DC 20006

Visclosky, Honorable Peter J.
U S House Of Representatives
701 East 83Rd Avenue, Suite 9
Merrillville, IN 46410-6239

Rosenthal, Michael L
Covington & Burling
1201 Pennsylvania Avenue, N W
Washington, DC 20004-2401

Mcfarland, Thomas F
Thomas F. Mcfarland, P C
208 South Lasalle St Suite 1890
Chicago, IL 60604

Noland, Michael
Metra
547 W Jackson Boulevard
Chicago, IL 60661

Miller, Dennis H.
Iowa Interstate Railroad
5900 6th Street SW
Clear Rapids, IA 52404

Mullins, William A
Baker & Miller Pllc
2401 Pennsylvania Ave, Nw-Suite 300
Washington, DC 20037

Dobosz, Stanley
Town Of Griffith
111 N Broad St
Griffith, IN 46319-2294

Sheehy, Timothy R
(Mmac)
756 North Milwaukee Street
Milwaukee, WI 53202

Anderson, Thomas R
Save The Dunes Council
444 Barker Road
Michigan City, IN 46360

Dodds, Katherine
Aux Sable Liquid Products, Inc
6155 East Us Route 6
Morris, IL 60450

Sidman, Mark H
Weiner Brodsky Sidman & Kider P C
1300 19Th Street Nw 5Th Floor
Washington, DC 20036-1609

Brown, Timothy A.
Town Of Merrillville
7820 Broadway
Merrillville, IN 46410

Steel Jr, Adrian L
Mayer Bown Llp
1909 K Street Nw
Washington,, DC 20006

Bean, The Honorable Melissa
U S House Of Representatives
512 Cannon House Office Building
Washington, DC 20115

Reitemeier, Joseph R
207 North Main Street
Fond Du Lac, WI 54935

Mccrory, Donald C
International Port Of Memphis
1115 Riverside Blvd.
Memphis, TN 38106-2504

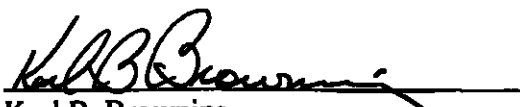
Serpe, Roger A
Indiana Harbor Belt Railroad Company
150 North Wacker Drive, Suite 1500
Chicago, IL 60606-1606

Ross, Harold A.
Brotherhood Of Locomotive Engineers
And Trainmen
1370 Ontario Street, Mezzanine
Cleveland, OH 44113

Wolly, Michael S
Zwerdling Paul Leibig Kahn & Wolly
1025 Connecticut Ave Nw Suite 712
Washington, DC 20036

Lukmann, Iii, L. Charles
Harris Welsh & Lukmann
107 Broadway
Chesterton, IN 46304

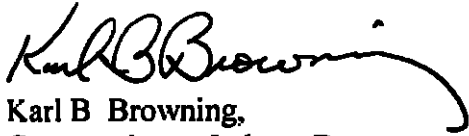
Lisak, Andrew
The Development Association
1401 Tower Ave., Suite 302
Superior, WI 54880


Karl B Browning
Commissioner, Indiana Department of
Transportation

The Honorable Vernon A Williams
November 28, 2007
STB Docket # FD-35087
Page 5

Affirmation In Lieu of an Oath

I, Karl B Browning, declare under penalty of perjury that the foregoing is true and correct. Further, I certify that I am qualified and authorized to file this pleading.
Executed on November 28, 2007.

A handwritten signature in black ink, appearing to read 'Karl B Browning', with a long, sweeping underline that extends to the right.

Karl B Browning,
Commissioner, Indiana Department of Transportation