



Surface Transportation Board
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Office of the General Counsel

Meeting under Section 5, STB Reauthorization Act

June 4, 2019

Present: Members Begeman, Fuchs, and Oberman

Staff Katherine Bourdon, Rachel Campbell, Allison Davis, Ellen Erichsen, Amanda Gorski, Craig Keats, Barbara Miller, Lisa Novins, Valerie Quinn, Vincent Scalfani, Scott Zimmerman,

Topic: Finance Docket No. 36295, Snohomish County – Petition for Declaratory Order; Finance Docket No. 35151, GNP Rly. Inc. – Modified Rail Certificate – in Snohomish County, Wash.

ENTERED
Office of Proceedings
August 16, 2019
Part of
Public Record

Summary of the Matters Discussed, Prepared by General Counsel Craig Keats:

At this meeting, staff briefed Board Members on a petition for declaratory order filed by Snohomish County, Washington (Snohomish) seeking termination of a modified rail certificate for a 0.2 mile (MP 39.1 – MP 39.3) segment of rail in the City of Snohomish, Washington. Snohomish states that it seeks termination as the owner of the line because the operator has declined to do so under the Board's modified rail certificate termination regulations. Snohomish further states that it has terminated the operating agreement applicable to the segment, there are no shippers on the segment, and there has been no service on the segment since 1984.

Staff and Board Members discussed the following issues:

1. Snohomish's arguments for terminating the modified rail certificate and the prior Board proceedings relating to the segment.
2. Board regulations and precedent concerning termination of a modified rail certificate.
3. Possible options to address Snohomish's petition.