

RAILROAD-SHIPPER TRANSPORTATION ADVISORY COUNCIL
Washington DC

**MINUTES OF MAY 5-6, 2009 MEETING OF THE
RAILROAD-SHIPPER TRANSPORTATION ADVISORY COUNCIL**

The Railroad Shipper Transportation Advisory Council (the "Council"), pursuant to notice, held a meeting on May 5-6, 2009 in the Hearing Room of the Surface Transportation Board, 395 E Street, SW, Washington DC. The meeting was called to order at 2pm May 5, and 8am May 6.

The following members were present: Eric Butler, Union Pacific Railroad; Roger Fray, West Central Cooperative; Scott Greene, Federal Railroad Administration; J.J. Keever, Virginia Port Authority; Henry Lampe, Chicago South Shore & South Bend Railway; John Levine, Pinsky Railroad Company; Reilly McCarren, Arkansas and Missouri Railroad; Leslie Moll, ArcelorMittal USA; Francis P. Mulvey, Surface Transportation Board; Charles D. Nottingham, Surface Transportation Board; Dean Piacente, CSX Transportation; Bruce Ridley, Packaging Corporation of America; Terry Voss, Ag. Processing; Rick Webb, Watco Companies; Gary White, International Resource Partners and Owen Zidar, Kansas City Southern.

Peter Weiss, Chrysler LLC attended May 5-6 by conference call. D. J. Kratzberg, Exxon Mobil did not attend May 5 and attended May 6 by conference call.

I. Opening Remarks

- Opening remarks given by Acting Chairman Mulvey and Vice Chairman Nottingham
 - Very busy time for the STB. Working on ongoing issues including small rate cases. New RSTAC Members Gary White and Leslie Moll were introduced, along with new STB/RSTAC Staff Mary Turek and Brian O'Boyle. Former STB/RSTAC staff Susan Hugel, Lucy Marvin and Jamie Rennert were recognized for their contributions and support.
 - Karen Rae, FRA Deputy Administrator was introduced and discussed the upcoming National Rail Plan, which is planned to be drafted this year.

II. Council Business

- Reviewed and approved posting of minutes of January 29, 2008 meeting on STB website
- Reviewed 2008 Annual Report draft

III. Financial Update

- Reviewed bank account information

IV. RSTAC Discussion

- Mission Statement, Guidelines and Goals
 - Reviewed and discussed meaning of Mission Statement and suggested improved phrasing for clearer direction and message. Need to work toward improving communication to increase knowledge of RSTAC.
 - Reviewed Guidelines to ensure existing and new members were familiar with them.
 - Discussed 2009 goals and identified white paper topics. Members were asked to review the following list of topics and choose which one to work on by next meeting.

- National Rail Plan-Freight Passenger Balance and Capacity
- STB Reauthorization
- PTC Mandate
- Railroad Tax Credits
- Rail Competition Legislation Advice
- Also discussed steps RSTAC should take to help small shippers and small railroads

V. General Discussion

- Supplemental Report on Christensen Study
 - Bill Brennan, STB, summarized the supplemental report and discussed key points
- Regulation of Railroads Pending Legislation Review
 - Members discussed the Investment Tax Credits, Rail Competition Study, Antitrust Bill and their effects on Rail Capital Expenditures and Rail Customers.
- White Papers
 - Members discussed the creation of white papers on a variety of subjects, which will be decided upon prior to next meeting.
- Reports from the Field
 - Members discussed and provided comments on business in their specific area. Members commented on impact of economy, freight-passenger balance capacity and reregulation.

VI. Next meetings:

- August 19-20, 2009 in Norfolk, VA
- November 3-4, 2009 in Washington, DC