

a significantly different story than CN's reports. HDR's report explains that it discovered that many of the highway/rail at-grade crossings on the former EJ&E line acquired by CN are equipped with "Radio Transmission Units," also known as RTUs, which record when crossing gates are down. When the gate down time exceeds 10 minutes, the RTU sends a time-stamped fax to the train dispatcher. When the crossing gate is raised, the RTU sends another fax to the train dispatcher indicating that the gate has been raised, along with the time that the crossing gate has gone up. The total elapsed time is then calculated and archived.

According to HDR's report, the RTU-generated data shows 1,457 instances, involving 85 different crossings on the former EJ&E line, where the crossing signal system was activated and the gates were in the down position for periods exceeding 10 minutes in November/December 2009. The 14 instances of street crossing blockages due to stopped trains in CN's reports for November/December 2009 are included in the RTU-generated data for the same time periods. However, 1,443 street crossing blockages of 10 minutes or more listed in the RTU-generated data are not described in CN's monthly reports.

Consequently, the Board hereby orders CN to appear for a hearing at the Board's offices on April 28, 2010. At that time, the Board expects CN to

address why it did not report the existence of this data to the Board earlier as part of its ongoing monitoring responsibilities. HDR representatives also will appear at the hearing to answer Board questions regarding its independent audit that uncovered this RTU data.

The hearing will be open for public observation but not for public participation. The general public is invited to file written comments by May 28, 2010, on HDR's audit and the RTU-data CN will be submitting to the Board.

Live Video Streaming Available Via the Internet: A video broadcast of this hearing will be available on the Board's Web site at <http://www.stb.dot.gov>, under "Information Center"/"Webcast"/"Live Video."

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

Dated: April 20, 2010.

By the Board, Rachel D. Campbell,
Director, Office of Proceedings.

Kulunie L. Cannon,
Clearance Clerk.

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DEPARTMENT OF TRANSPORTATION

Federal Motor Carrier Safety Administration

Sunshine Act Meetings; Unified Carrier Registration Plan Board of Directors

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

TIME AND DATE: May 20, 2010, 12 noon to 3 p.m., Eastern Standard Time.

PLACE: This meeting will take place telephonically. Any interested person may call Mr. Avelino Gutierrez at (505) 827-4565 to receive the toll free number and pass code needed to participate in this meeting by telephone.

STATUS: Open to the public.

MATTERS TO BE CONSIDERED: The Unified Carrier Registration Plan Board of Directors (the Board) will continue its work in developing and implementing the Unified Carrier Registration Plan and Agreement and to that end, may consider matters properly before the Board.

FOR FURTHER INFORMATION CONTACT: Mr. Avelino Gutierrez, Chair, Unified Carrier Registration Board of Directors at (505) 827-4565.

Issued on: April 19, 2010.

Larry W. Minor,

Associate Administrator for Policy and Program Development.

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