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# RE-Regulation- Railroad Perspective

Moderator: Daniel D Wong

# RE-Regulation Panelist Line Up

- Michael Smythers
  - Assistant Vice President, Federal Government Affairs
  - BNSF Railway
- Gayla Fletcher
  - Vice President, Law & Chief Compliance Officer
  - Union Pacific Railroad
- Joelle Schmitz
  - Senior Fellow, Harvard University
  - CSX Transportation

# RE-Regulation: Shippers Perspective Framework

- Transportation network infrastructure
  - Congested traffic
  - Carbon footprint
  - Population growth
  - Global demand for fuel
  - The World is Hot – Flat - Crowded
  - Rail - Critical and Strategic transportation solution
    - Capital Investment
    - Expand capacity
- What impact would these type of regulations have on the shippers & rail road?
  - Desired outcomes – Is this the best way to achieve those outcomes?
  - Motivations for something else
- Does it make sense?
  - Free market solution– Commercial terms
  - Government regulation

# RE-Regulations – Railroad Perspective Framework

- If Railroad can't reinvest
  - Reduce investment in transportation network infrastructure
- STB
  - Recent cases – Sufficient rate arbitration process
- New administration
  - Proposed regulations
  - Potential legislation
- Facts to consider
  - Rate regulation
  - Open Access
- Economic Analysis
  - How much capital is discretionary
  - Complexity
- What we won't discuss at this forum
  - Violation of antitrust – rate
  - Recognize the three panelists as competitors
    - Avoid specific questions as related to pricing, services and competition



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