No. 17-530

IN THE

Supreme Court of the United States

WISCONSIN CENTRAL LTD.; GRAND TRUNK WESTERN RAILROAD COMPANY; AND ILLINOIS CENTRAL RAILROAD COMPANY,

Petitioners,

v.

UNITED STATES OF AMERICA,

Respondent.

On Writ of Certiorari to the United States Court of Appeals for the Seventh Circuit

BRIEF OF NORFOLK SOUTHERN CORPORATION AS AMICUS CURIAE IN SUPPORT OF PETITIONERS

CERTIFICATE OF COMPLIANCE

As required by Supreme Court Rule 33.1(h), I certify that the document contains 3,706 words, excluding the parts of the document that are exempted by Supreme Court Rule 33.1(d).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 23, 2018.

Christopher R. Dorsey Wilson-Epes Printing Co., Inc.



U.S. Department of Justice

Office of the Solicitor General

The Solicitor General

Washington, D.C. 20530

February 14, 2018

M. Miller Baker, Esq. McDermott Will & Emory 500 North Capitol Street, N.W. Washington, DC 20001-1531

Re: <u>Wisconsin Central Ltd., et al.</u> v. <u>United States</u>, S. Ct. No. 17-530

Dear Mr. Baker:

As requested in your letter dated February 13, 2018, I hereby consent to the filing of an <u>amicus curiae</u> brief on behalf of Norfolk Southern Corporation.

Very truly yours,

rancesco / Cut NOEL J. FRANCISCO

Solicitor General

GIBSON DUNN

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February 20, 2018

M. Miller Baker McDermott, Will & Emery The McDermott Building 500 North Capitol Street, N.W. Washington, D.C. 20001

Re: No. 17-530, Wisconsin Central v. United States

Dear Mr. Baker:

This is to confirm that petitioners in the above-captioned matter hereby consent to your filing an amicus brief on behalf of Norfolk Southern.

Sincerely, Thomas H. Dupree, Jr.

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