



U.S. Department of Justice

Civil Division

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February 17, 2005

VIA FACSIMILE

Mr. David P. Callet, Esq.  
Akin, Gump, Strauss Hauer & Feld LLP  
1333 New Hampshire Ave.  
Washington, D.C. 20036

Re: CSX Transportation, Inc. v. NMB,  
04-611 (pending in D.D.C.)

Dear Mr. Callet:

This letter is in response to your letter dated February 16, 2005, in which you requested that my client confirm your understanding that Arbitrators Kenis and Goldstein were paid \$300.00 per day and that the invoices faxed to your office yesterday list the total number of days both arbitrators reported to the NMB. In response to your inquiry, the National Mediation Board confirmed that, just as in the case of Arbitrator Douglas, see A.R. at 70, Arbitrators Kenis and Goldstein were compensated at a rate of \$300.00 per day and that the invoices faxed to your office list the days both arbitrators reported to the NMB.

Cordially,

Alexander K. Haas  
Trial Attorney  
Federal Programs Branch  
Civil Division