



1200 New Jersey Avenue, SE  
Washington, DC 20590

US Department  
Of Transportation

Federal Railroad  
Administration

Matthew Schwerin  
Burns Harbor Railroad, LLC  
Vice President  
3001 West Orange Ave.  
Apopka, FL 32703

October 25, 2022

Dear Mr. Schwerin:

This letter is in response to the Burns Harbor Railroad, LLC (BHS) on October 13, 2022, to the Federal Railroad Administration (FRA) seeking approval of its material modifications to the Engineer Certification Program received by FRA on October 13, 2022. BHS has complied with FRA's procedures for submission and approval of programs as described in Appendix B to 49 CFR part 240.

FRA reviewed the railroad's program modification and determined that the railroad's program modification conforms with the requirements of 49 CFR part 240 for the reasons discussed below.

On September 29, 2022, the railroad provided an email that stated your railroad does not have union representation for your train service employees.

The program modifications are consistent with the model of the previously approved railroad programs. FRA understands that the modifications are intended to provide more detail to the engineer certification process and updated contact information. Additional modifications to the submission also addressed deficiencies with the standard requirements of 49 CFR part 240, Appendix B. The improvements enhance qualifications for DLSE's. Standards have been set with regards to re-qualifying over a specific territory. Detailed training standards have been established in Section five of your engineer training program.

Please continue in your efforts to improve railroad safety on your system.

Please contact me with any questions regarding this submission at (202) 366-0978 or [FRAOPCERTPROG@dot.gov](mailto:FRAOPCERTPROG@dot.gov) or [Kevin.Lewis@dot.gov](mailto:Kevin.Lewis@dot.gov)

Sincerely,

Kevin Lewis  
FRA Program Manager – Certification

pp Christian Holt  
Operating Practices Staff Director