

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

CITY OF FIFE,)	DOCKET TR-100098
)	
Petitioner,)	ORDER 05
)	
v.)	
)	ORDER ADOPTING ALTERNATE
UNION PACIFIC RAILROAD,)	PROCEDURAL SCHEDULE
)	(Evidentiary Hearing set for
Respondent.)	January 12, 2011)
)	
.....)	

- 1 On January 13, 2010, the City of Fife (City or Fife) filed with the Washington Utilities and Transportation Commission (Commission) a Petition to open a pedestrian only at-grade rail crossing at 54th Avenue East in Fife. On January 12, 2010, Union Pacific Railroad (UPR or Railroad) opposed the proposed crossing modification.

- 2 By Order 02, Prehearing Conference Order, entered May 20, 2010, the Commission adopted a procedural schedule and set this matter for hearing. The procedural schedule was modified twice upon request by all parties.¹ By Order 04, entered September 30, 2010, the Commission required the parties to submit an alternate procedural schedule by October 7, 2010. On October 1, 2010, the parties submitted a joint proposed alternate procedural schedule.

- 3 The Commission has reviewed the proposed schedule and determined that it is reasonable and should be adopted. The procedural schedule is set forth in Appendix A to this Order. The procedural schedule includes a public comment hearing. The Commission will establish, by separate notice, a location for that hearing in Fife, Washington. The Commission commends the parties for expeditiously and cooperatively proposing a procedural schedule that takes into consideration the needs of the parties and the Commission.

¹ See Order 03, entered September 20, 2010, and Order 04, entered September 30, 2010.

4 **NOTICE OF HEARING.** The Commission will hold an evidentiary hearing in this matter at **10:00 a.m., January 12, 2011, in the Commission's Hearing Room, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Dr. SE, Olympia, Washington.**

Dated at Olympia, Washington, and effective October 4, 2010.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

PATRICIA CLARK
Administrative Law Judge

**APPENDIX A
ALTERNATE PROCEDURAL SCHEDULE
DOCKET TR-100098**

<u>EVENT</u>	<u>DATE</u>
If the parties are unable to resolve the issues, the following procedural schedule will be implemented in this case.	
City of Fife Prefiled Rebuttal Testimony and Exhibits and Union Pacific Railroad and Commission Staff Prefiled Cross-answering Testimony and Exhibits	December 17 2010
Evidentiary Hearing	January 12, 2011
Public Comment Hearing	January 13, 2011
Simultaneous Post-hearing Briefs	January 27, 2011