



December 16, 2005

Carole Washburn
Executive Secretary
Washington Utilities & Transportation Committee
1300 South Evergreen Park Drive S.W.
Olympia, WA 98504-7250

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STATE OF WASH.
UTIL. AND TRASH
COMMISSION

Re: Docket No. TR-050967

Dear Ms. Washburn:

I am following up my letter dated July 19, 2005, regarding the above-referenced petition. In that letter I requested that no action be taken pending the outcome of negotiations with Union Pacific Railroad. Since then, Union Pacific has filed a Motion to Consolidate this matter with matter No. TR-040664. The City of Kennewick is not contesting that motion. Therefore, to the extent action needs to be taken at the administrative level to move this petition to an adjudicative status, the City believes it is appropriate to do so. If you need any additional information or have any questions, please feel free to give me a call.

Very truly yours,

JOHN S. ZIOBRO
City Attorney

JSZ/bl

cc: Bob Hammond
John Darrington
Peter Beaudry
Pete Rogalsky
Daryl Jonson
Brandon Johnson
Carolyn Larson

CITY ATTORNEY'S OFFICE