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6 BEFORE THE WASHINGTON STATE  
7 UTILITIES AND TRANSPORTATION COMMISSION  
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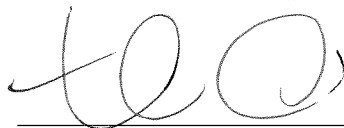
9 **IN RE PENALTY ASSESSMENT:**  
10 **TR-121921**

)  
) DOCKET NO. TR-121921  
)  
) NOTICE OF APPEARANCE  
)  
)  
12 \_\_\_\_\_)

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14 **PLEASE TAKE NOTICE** that Tom Montgomery and Teresa Bryan of Montgomery  
15 Scarp, PLLC, hereby enter their appearance as the attorneys of record on behalf of BNSF  
16 Railway Company in regard to the Penalty Assessment referenced above, and request that all  
17 pleadings, papers and notices of every character in the above entitled cause, except original  
18 service and writs of original process, should be served upon said attorneys at their address  
19 stated.

20 DATED this 14<sup>th</sup> day of March, 2013.

21 Montgomery Scarp, PLLC

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23 \_\_\_\_\_  
24 Tom Montgomery, WSBA # 19998  
25 Teresa Bryan, WSBA # 38588  
26 1218 Third Ave., Ste. 2700  
27 Seattle, WA 98101  
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Attorneys for Respondent BNSF

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**CERTIFICATE OF SERVICE**

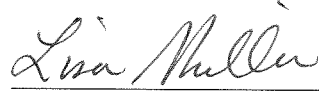
I am over the age of 18; and not a party to this action. I am the assistant to an attorney with Montgomery Scarp, PLLC, whose address is 1218 Third Avenue, Suite 2700, Seattle, Washington, 98101.

I hereby certify that the *NOTICE OF APPEARANCE* has been electronically filed with the WUTC via its records center web portal and the original and one copy delivered via FED EX to the records center at the following address:

WUTC  
Records Center  
1300 S. Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, WA 98504-7250

I declare under penalty under the laws of the State of Washington that the foregoing information is true and correct.

DATED this 14<sup>th</sup> day of March, 2013, at Seattle, Washington.



By: Lisa Miller, Paralegal