

Montgomery Scarp MacDougall, PLLC

Attorneys
Seattle Tower, 27th Floor
1218 Third Avenue
Seattle, Washington 98101

William T. Montgomery†
Bradley P. Scarp
Allan L. MacDougall

†Also admitted in Alaska

Telephone (206) 625-1801
Facsimile (206) 625-1807

Debra L. Dickerson*
Kelsey E. Endres
Tobias J. Kammer

*Also admitted in California

March 18, 2009

VIA FED-EX

Dave Danner, Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

RE: *Docket No. TR-090121 (BNSF Railway Company v. Snohomish County)*

Dear Mr. Danner:

Enclosed please find the original and eleven copies of printouts of Mr. Agee's Operation Lifesaver Power Point Slides as referenced in BNSF's Initial Witness and Exhibit Lists, for filing in the above referenced matter. The documents have also been submitted in electronic form to <records@wutc.wa.gov>, and copies sent to the interested parties.

Please do not hesitate to call should you have any questions or comments.

Very truly yours,

Montgomery Scarp MacDougall, PLLC



Lisa Miller
Paralegal

enclosures

cc: VIA U.S. MAIL
Adam E. Torem
Jonathan Thompson
Justin Kasting / Matthew Otten
Lynn Logen