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BEFORE THE WASHINGTON STATE UTILITIES
AND TRANSPORTATION COMMISSION

BNSF Railway,)	Docket No: TR -150189
)	
Petitioner,)	
)	MOTION TO RE-SET LOCATION OF
vs.)	HEARING TO WHATCOM COUNTY
WHATCOM COUNTY,)	COURTHOUSE
)	
Respondent.)	

Respondent, by and through its attorney Daniel L. Gibson, with the permission and concurrence of Petitioner BNSF's attorney, Kelsey Andres, and attorney for the Utilities and Transportation Commission, Julian Beattie, moves to re-set the location of the hearing in the above-entitled matter from its tentatively-scheduled location at Room 206, Second Floor, Richard Hemstad Building, 1300 S. Evergreen Park Drive S.W., Olympia, WA to Council Chambers, First Floor, Whatcom County Courthouse, 311 Grand Avenue, Bellingham, WA, to convene at the previously-scheduled time of 9:30 a.m., Tuesday, December 1, 2015, and to continue if and as required on Wednesday, December 2, 2015.

Respondent, also with the permission and concurrence of attorneys for Petitioner and the Commission, further moves that the public comment hearing, presently tentatively scheduled for the above-noted location in Olympia at 6:00 p.m., Tuesday, December 1, 2015, be re-set from that location to Council Chambers, First Floor, Whatcom County Courthouse, 311 Grand Avenue, Bellingham, WA, at the same time of 6:00 p.m., as previously scheduled.

Dated this 25th day of September, 2015.



Daniel L. Gibson
Chief Civil Deputy Prosecuting Attorney
For Respondent Whatcom County

Daniel Gibson

From: Beattie, Julian (UTC) <Jbeattie@utc.wa.gov>
Sent: Friday, September 18, 2015 3:41 PM
To: Kelsey Endres; Daniel Gibson
Cc: Pam Ruggles
Subject: RE: Council Chambers

Also fine with Commission Staff. Thank you for taking care of it.

From: Kelsey Endres [mailto:Kelsey@montgomeryscarp.com]
Sent: Friday, September 18, 2015 3:30 PM
To: Daniel Gibson <dgibson@co.whatcom.wa.us>; Beattie, Julian (UTC) <Jbeattie@utc.wa.gov>
Cc: Kelsey Endres <Kelsey@montgomeryscarp.com>; Pam Ruggles <pam@montgomeryscarp.com>
Subject: RE: Council Chambers

That sounds fine. Thank you.

Regards,

Kelsey E. Endres

MONTGOMERY SCARP, PLLC
Office: 206-625-1801 | Fax: 206-625-1807

From: Daniel Gibson [mailto:dgibson@co.whatcom.wa.us]
Sent: Friday, September 18, 2015 2:12 PM
To: Kelsey Endres; Beattie, Julian (UTC) (Jbeattie@utc.wa.gov)
Subject: FW: Council Chambers

Kelsey and Julian:

Early on in this case Whatcom County offered to arrange space for the hearing on December 1 and 2. We have made those arrangements here. Are you both OK with me preparing a joint request on behalf of the parties to hold the hearing at the Whatcom County Courthouse, in its Council Chambers? The chambers are quite spacious and should accommodate us well. I may also be able to assist you in finding a place, either in the Prosecutor's Office or elsewhere in the Courthouse, where you may be able to keep items during the course of the hearing.

From: Cupp, John (UTC) [mailto:jcupp@utc.wa.gov]
Sent: Friday, September 18, 2015 8:59 AM
To: Daniel Gibson
Subject: RE: Council Chambers

Hi Dan,

It sounds like we have the Council Chambers booked for Dec 1 and 2. I was looking at the Prehearing Conference Order and it says, "If the parties agree and propose to the Commission an alternate location in Whatcom County by October 16, 2015, a separate notice will issue setting forth the specific location where the public comment hearing will be held, and confirming the date and time."

I will leave it to the parties to propose the Council Chambers to Judge Pearson. I told her that I believe it to be a suitable location.

Please let me know if you have questions.

Thank you,

John Cupp
Utilities and Transportation Commission
(360) 664-1113

From: Daniel Gibson [<mailto:dgibson@co.whatcom.wa.us>]
Sent: Thursday, June 18, 2015 9:31 AM
To: Cupp, John (UTC) <jcupp@utc.wa.gov>
Subject: RE: Council Chambers

John:
We should be fine, and we'll plan on the Chambers as our venue.

From: Cupp, John (UTC) [<mailto:jcupp@utc.wa.gov>]
Sent: Thursday, June 18, 2015 8:52 AM
To: Daniel Gibson
Subject: Council Chambers

Hi Dan,

Judge Pearson said Council Chambers will work fine as long as there is setup time so the hearing can start at 9:30.

Thank you,

John Cupp
Utilities and Transportation Commission
(360) 664-1113