

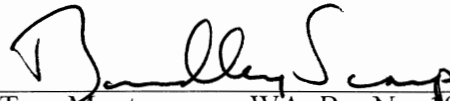
BEFORE THE WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION

In the Matter of the Petition of the BNSF)	DOCKET NO. TR-070696
Railway to Close a Grade Crossing Located)	
at Hickox Road, at Railroad Milepost 65.60)	NOTICE OF APPEARANCE
in Skagit County, Washington State)	
)	
)	

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the BNSF Railway Company, hereby enters its appearance in the above entitled action through the law firm of Montgomery Scarp MacDougal, PLLC, by and through its appearing attorneys Tom Montgomery and Bradley Scarp, and requests that all notice of further proceedings, except original process, in said action be served upon said attorneys at their address stated.

DATED this 18th day of June, 2007.

Montgomery Scarp MacDougall, PLLC



Tom Montgomery, WA. Bar No. 19998
Bradley Scarp, WA. Bar No. 21453
Of Attorneys for Petitioner
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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 MacDougall, PLLC, whose address is 1218 Third Avenue, Suite 2700, Seattle, Washington, 98101.

I hereby certify that the original and 12 copies of Petitioner's *NOTICE OF APPEARANCE* has been sent by U.S. Mail to Carole J. Washburn at WUTC and a PDF version sent by electronic mail. I also certify that true and complete copies have been sent via U.S. Mail to the following interested parties:

Stephen Fallquist
Deputy Prosecuting Attorney
Skagit County
605 S. 3rd Street
Mount Vernon, WA 98273

L.Scott Lockwood
Assistant Attorney General
1400 S. Evergreen Park Dr. S.W.
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PO Box 40128
Olympia, WA 98504

Brian K Snure
Snure Law Office
612 South 227th Street
Des Moines, WA 98198

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

DATED this 18th day of June, 2007 at Seattle, Washington.



Lisa Miller, Paralegal