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BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

**IN RE PENALTY ASSESSMENT:  
TR-121921**

DOCKET NO. TR-121921

DECLARATION OF CHRIS CONOVER

I, Chris Conover, under penalty of perjury of the laws of the State of Washington,  
hereby declare:

1. I am employed as a laborer with the BNSF Railway Company ("BNSF"), and  
was from 2009-2011.

2. I am familiar with the BNSF crossing located at Siper Road in Whatcom  
County.

3. I recall making repairs to the Siper Road crossing in 2009 by pulling out old  
rubber pads and replacing them with new rubber pads.

4. I recently replaced another six pads at the Siper Road crossing.

5. I am also familiar with the BNSF crossing located at Aldergrove Road in  
Whatcom County.

**MONTGOMERY SCARP, PLLC**  
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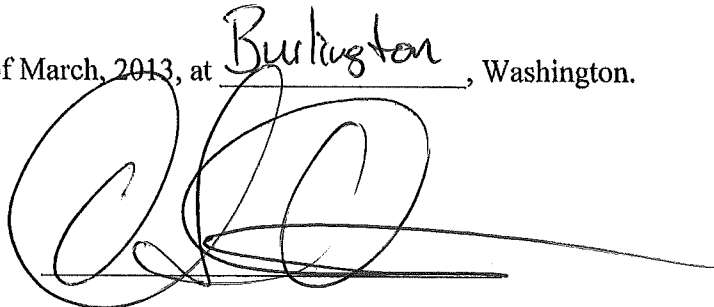
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6. I believe I assisted with the replacement of bad crossing planks there although I cannot recall when that occurred.

7. I am also familiar with the BNSF crossing located at Massey Road in Whatcom County.

8. I recently assisted with repairs at the Massey Road crossing by tearing out the approaches and replacing it with gravel to level out the crossing.

DATED this 14 day of March, 2013, at Burlington, Washington.



Chris Conover