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INFORMATION

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July 20, 2006

Carole Washburn, Executive Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
1300 South Evergreen Park Drive, SW
Olympia, WA 98504-7250

Sent via Email and First Class Mail

RE: TR-040664 and TR-050967

Dear Ms. Washburn:

I am in receipt of the Notice of July 18, 2006 from Judge Moss, which I received today. I would like to first apologize to the Commission and to the other parties for any inconvenience that I may have caused. The parties have, to date, operated very well using electronic communication, and my recollection from the Prehearing Conference was that everyone agreed that email was an acceptable form of service. Again, my apologies for any inconvenience.

The extension that was requested was made because Randolph Peterson, the president of the Tri-City and Olympia Railroad, was in Omaha meeting with Union Pacific officials on a number of topics, including I believe this matter. The Prepared Testimony of Randolph V. Peterson was scanned and emailed when I received his faxed signature from Omaha. Unfortunately, something has gone amiss with the mail and I have not received the original signature page. I am making all efforts to obtain a new original signature page.

In the meantime, I am enclosing three (3) copies of the testimony, and a fourth copy to serve as the "original" until I receive the original signature page. I will forward the original signature page as soon as I receive it.

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James K. Hayner · Tom Scribner · M. Scott Wolfram · Lenard L. Wittlake · David M. Rose · Brandon L. Johnson

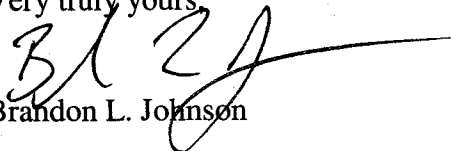
H.H. Hayner (Of Counsel) · W.L. Minnick (1913-1993)

Minnick · Hayner is a Washington Professional Service Corporation

Ms. Carole Washburn
July 20, 2006

Thank you for your courtesies in this matter. Please do not hesitate to contact me if you have any questions or concerns or require any additional information.

Very truly yours,


Brandon L. Johnson

BLJ

cc: John S. Ziobro
Carolyn L. Larson
Jonathan Thompson
Kevin MacDougall
Tom A. Cowan
Client