

October 9, 2006

Carole J. Washburn, Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P. O. Box 47250
Olympia, Washington 98504-7250

Re: *City of Kennewick v. Union Pacific Railroad*, Docket No. TR-040664, and
City of Kennewick v. Port of Benton and Tri-City & Olympia Railroad,
Docket No. TR-050967 (Consolidated)

Dear Ms. Washburn:

Pursuant to the Commission's September 22, 2006, Notice, Commission Staff hereby provides notice that it will not be presenting any witnesses and does not have any cross-examination exhibits. Staff counsel will appear at the hearings, however, and reserves the right to ask cross questions of witnesses.

Sincerely,

JONATHAN C. THOMPSON
Assistant Attorney General

JCT:tmw
Enclosures
cc: Parties