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5 BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

6 BNSF RAILWAY COMPANY, a Delaware
7 Corporation,

8 Petitioner,

9 vs.

10 SNOHOMISH COUNTY,

11 Respondent,

12 LYNN LOGEN,

13 Intervenor.
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DOCKET NO. TR-090121

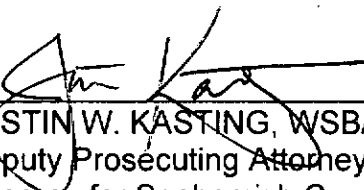
RESPONDENT SNOHOMISH
COUNTY'S POST-HEARING
FILING

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16 Snohomish County is neither petitioning for nor arguing against the closure
17 of the Logen Road at grade railroad crossing north of the City of Stanwood. As
18 such, it will not be submitting any substantive post-hearing briefing in this matter.
19 The County's position in this matter is articulated by County Council Motion No. 09-
20 032, in which the County Council expressed: 1) that it did not oppose the closure of
21 the Logen Road crossing; and 2) that it supports the creation of a passenger train
22 station within the City of Stanwood. Exh. No.9. The County also waived the
23 required public hearing, further demonstrating that it is not opposed to the closure
24 of the crossing. Exh. No. 2. The County trusts that the Commission will
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1 appropriately weigh the evidence and testimony presented at the March 30, 2009,
2 evidentiary hearing to make a reasoned determination regarding the closure of the
3 Logen Road crossing.

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5 DATED this 8th day of May, 2009.

6 JANICE E. ELLIS
7 Snohomish County Prosecuting Attorney

8
9 By 
10 JUSTIN W. KASTING, WSBA #35817
11 Deputy Prosecuting Attorney
12 Attorney for Snohomish County
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CERTIFICATE OF SERVICE

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I, Regina McManus, a citizen of the United States, resident of the State of Washington, over the age of 18 years and an employee of the Civil Division of the Snohomish County Prosecuting Attorney's Office, certify under the penalty of perjury under the laws of the state of Washington that the foregoing Respondent Snohomish County's Post Hearing Filing was filed via email at records@utc.wa.gov, the original and 11 copies of the same were mailed to David Danner, Executive Director and Secretary, WUTC, P.O. Box 47250, 1300 S. Evergreen Park Dr. S.W., Olympia, WA 98504-7250 and true copies were served on the following person(s) and by the method indicated:

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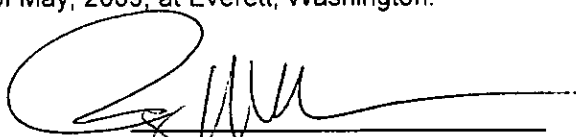
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Administrative Law Judge:

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DATED this 8th day of May, 2009, at Everett, Washington.


Regina McManus