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4
5 BEFORE THE WASHINGTON STATE
6 UTILITIES AND TRANSPORTATION COMMISSION

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|----|-------------------------------|---|--------------------------|
| 7 | CITY OF KENNEWICK, |) | |
| 8 | |) | DOCKET NO. TR-040664 |
| | Petitioner, |) | |
| 9 | v. |) | UNION PACIFIC RAILROAD'S |
| | |) | SUPPLEMENTAL DISCLOSURE |
| 10 | UNION PACIFIC RAILROAD, |) | ABOUT CROSS-EXAMINATION |
| | |) | EXHIBITS |
| 11 | _____ Respondent. |) | |
| 12 | CITY OF KENNEWICK, |) | |
| 13 | |) | |
| | Petitioner, |) | |
| 14 | v. |) | DOCKET NO. TR-050967 |
| | |) | |
| 15 | PORT OF BENTON and TRI-CITY & |) | UNION PACIFIC RAILROAD'S |
| | OLYMPIA RAILROAD, |) | SUPPLEMENTAL DISCLOSURE |
| 16 | |) | ABOUT CROSS-EXAMINATION |
| | Respondent. |) | EXHIBITS |
| 17 | _____ |) | |
| 18 | |) | |

19 Respondent Union Pacific Railroad Company supplements its October 9, 2006
20 disclosure as to cross-examination exhibits as follows:
21 Union Pacific intends to use the exhibit tentatively labeled as TR-040664 City Cross 1
22 (UPRR) (10-9-06) in its cross-examination of John Darrington. Union Pacific reserves the right
23 to use the exhibits tentatively labeled as TR-040664 City Cross 2 (UPRR) (10-9-06) and TR-
24 040664 City Cross 3 (UPRR) (10-9-06) in its cross-examination of John Darrington if the scope
25 of Mr. Darrington's direct testimony at the hearing expands beyond his pre-filed written
26 testimony in a manner that makes such exhibits relevant and useful.

1 Union Pacific intends to use the exhibits tentatively labeled as TR-040664 City Cross 1
2 (UPRR) (10-9-06), TR-040664 City Cross 2 (UPRR) (10-9-06), and TR-040664 City Cross 3
3 (UPRR) (10-9-06) in its cross-examination of Robert Hammond. Union Pacific reserves the
4 right to use these exhibits with other witnesses as well.

5 Respectfully submitted this 10th day of October, 2006.

6 DUNN CARNEY ALLEN HIGGINS & TONGUE, LLP

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Carolyn L. Larson, WSBA 29016

9 Attorneys for Union Pacific Railroad Company

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing UNION PACIFIC RAILROAD'S CROSS EXAMINATION EXHIBITS AND WITNESS LIST was served on:

Washington Utilities & Transportation Committee
1300 So. Evergreen Park Drive, S.W.
Olympia, WA 98504-7250
By hand delivery
By first-class mail
By certified mail
[X] By overnight mail
[X] By email
By facsimile transmission
Fax #

Brandon L. Johnson
Minnick Hayner, P.S.
249 W. Alder
Walla Walla, WA 99362
For Tri-City & Olympia Railroad
By hand delivery
[X] By first-class mail
By certified mail
By overnight mail
[X] By email
By facsimile transmission
Fax #:

John S. Ziobro, City Attorney
City of Kennewick
210 W. 6th Avenue
Kennewick, WA 99336
For City of Kennewick
By hand delivery
[X] By first-class mail
By certified mail
By overnight mail
[X] By email
By facsimile transmission

Jonathan Thompson
Asst. Attorney General
PO Box 40128
Olympia, WA 98504-0128
For WUTC Staff
By hand delivery
[X] By first-class mail
By certified mail
By overnight mail
[X] By email
By facsimile transmission

Kevin MacDougall
Montgomery Scarp
1218 3rd Avenue
Seattle, WA 98101
For BNSF Railway Company
By hand delivery
[X] By first-class mail
By certified mail
By overnight mail
[X] By email
By facsimile transmission

1 Thomas A. Cowan, Jr.
2 PO Box 927
3 Richland, WA 99352-0927

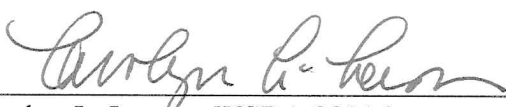
4 For Port of Benton

_____ By hand delivery
 X By first-class mail
_____ By certified mail
_____ By overnight mail
 X By email
_____ By facsimile transmission

5 With first-class postage prepaid and deposited in Portland, OR.

6 DATED this 10th day of October, 2006.

7 DUNN CARNEY ALLEN HIGGINS & TONGUE, LLP

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9 _____
10 Carolyn L. Larson, WSBA 29016
11 Attorneys for Respondent, Union Pacific Railroad Company

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