

# Montgomery Scarp MacDougall, PLLC

Attorneys  
Seattle Tower, 27th Floor  
1218 Third Avenue  
Seattle, Washington 98101

William T. Montgomery†  
Bradley P. Scarp  
Allan L. MacDougall

Telephone (206) 625-1801  
Facsimile (206) 625-1807

Debra L. Dickerson\*  
Kelsey E. Endres  
Tobias J. Kammer

†Also admitted in Alaska

\*Also admitted in California

May 12, 2009

VIA FED-EX

Dave Danner, Executive Secretary  
Washington Utilities and Transportation Commission  
1300 S. Evergreen Park Drive S.W.  
P.O. Box 47250  
Olympia, WA 98504-7250

RE: *Docket No. TR-090121 (BNSF Railway Company v. Snohomish County)*

Dear Mr. Danner:

Enclosed please find the original and eleven copies of *Petitioner BNSF's Request of File Supplemental Brief* in the above referenced matter. The documents have also been submitted in electronic form to <records@wutc.wa.gov>, and copies sent via electronic mail and U.S. Mail to the interested parties.

Please do not hesitate to call should you have any questions or comments.

Very truly yours,

Montgomery Scarp MacDougall, PLLC



Lisa Miller  
Paralegal

enclosure

cc. Adam E. Torem  
Jonathan Thompson  
Justin Kasting / Matthew Otten  
Lynn Logen