

From: Kelsey Endres [mailto:Kelsey@MontgomeryScarp.com]
Sent: Thursday, October 29, 2009 2:03 PM
To: Torem, Adam (UTC)
Cc: Thompson, Jonathan (ATG); Kasting, Justin; Logen, Lynn; Bradley Scarp; Hunter, Kathy (UTC)
Subject: Logen Road initial order clarification

Judge Torem:

BNSF is generally satisfied with the initial order in the Logen Road crossing closure case. However, there is an issue that needs clarifying and we'd like your advice on the best way to proceed. All costs associated with closure should be apportioned solely to BNSF, instead of between BNSF, the County, and the City.

Is there a way to clarify cost-apportionment, short of filing a petition for review?

Sincerely,

Kelsey

Kelsey Endres

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