



Bob Ferguson

ATTORNEY GENERAL OF WASHINGTON

Utilities and Transportation Division

1400 S Evergreen Park Drive SW • PO Box 40128 • Olympia WA 98504-0128 • (360) 664-1183

March 22, 2013

Steven V. King, Acting Executive Director and Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P. O. Box 47250
Olympia, Washington 98504-7250

RE: *In the Matter of the Penalty Assessment against BNSF Railway Co.*
Docket TR-121921

Dear Mr. King:

Enclosed for filing in the above-referenced docket are the original and one copy of a Notice of Appearance of Steven W. Smith, and Certificate of Service.

Sincerely,

STEVEN W. SMITH
Assistant Attorney General

SWS/emd

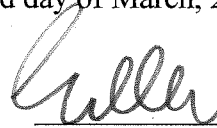
Enclosures

cc: Montgomery Scarp, PLLC w/enc.

Docket TR-121921
CERTIFICATE OF SERVICE

I hereby certify that I have this day served the attached Notice of Appearance upon the persons and entities listed on the Service List below via e-mail and by depositing a copy of said document in the United States mail, addressed as shown on said Service List, with first class postage prepaid.

DATED at Olympia, Washington this 22nd day of March, 2013.



ELIZABETH M. DeMARCO

For BNSF Railway Co.:

Tom Montgomery
Teresa Bryan
Montgomery Scarp, PLLC
1218 Third Ave., Suite 2700
Seattle, WA 98101
Phone: (206) 625-1801
E-mail: tom@montgomeryscarp.com
Teresa@montgomeryscarp.com