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STATE OF WASH.
OFFICE OF THE ATTORNEY GENERAL

Steve McLellan, Secretary
Washington Utilities and
Transportation Commission
1300 S. Evergreen South Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250

RE: In Re Washington State Department of Transportation,
Burlington Northern Railroad Co., and the National
Railroad Passenger Corp., Docket No. TR-940308, and
Burlington Northern Railroad Co. v. Ferndale,
Docket No. TR-940330.

Dear Mr. McLellan:

Pursuant to WAC 480-09-440(6) and on the behalf of all other parties in the above-mentioned proceedings, the Staff of the Washington Utilities and Transportation Commission ("Commission") submits this agreed request for a continuance until Friday, January 13, 1994, to file answers to the petitions for administrative review filed by the City of Ferndale.

The City filed a petition for review in both of the proceedings on December 8, 1994. The Commission's rules require answers to petitions for administrative review to be filed within ten days of service. See WAC 480-09-780(4). As the end of the ten day period falls on a Sunday, answers to these petitions would be due at the Commission no later than Monday, December 19, 1994.

Several of the parties in these proceedings--the Staff, the Department of Transportation, and Burlington Northern--are scheduled to file briefs in another proceeding on December 16, 1994. Due to the press of business, the Staff, the Department of Transportation and Burlington Northern respectfully request a continuance to file answers to the City's petitions until January 15, 1994. Mr. Cuillier, representing the City, does not object to such a continuance.

Very truly yours,

ANN E. RENDAHL
Assistant Attorney General

cc: All parties

