



Rail Incident Investigation Report

Docket No: TR-		Report Date:	
Railroad Owning Track:		Railroad Operating on Track:	
FRA Investigation: Yes No		Inspector:	
I. Type of Accident			
Public Crossing	Private Crossing	Trestle	Pedestrian at Crossing
Pedestrian Not at Crossing	Other (explain)		
II. Time and Location of Accident			
Date:		Time:	
USDOT Crossing No.:		UTC Crossing No.:	
Railroad Milepost:		GPS Identifier: Lat:	Lon:
Number of Tracks:		City:	County:
Road name, yard name, bridge:			
III. Conditions Surrounding the Accident			
Weather:	Clear to cloudy	Fog	Rain Snow
Road Condition:	Dry	Wet	Snow Ice
Visibility Due to Weather:	Daylight	Darkness	Unknown
Train Type: Freight	Passenger	Locomotive only	Cars only
Train Speed:			
Haz-Mat on Train: Yes	No	N/A	Remote Control: Yes No N/A
Type of Haz-Mat:			
IV. Pedestrian, Driver, or Passenger Fatalities			
Does this section apply?		Yes No	
Number of Fatalities:		If a vehicle accident, number of passengers:	
Name:			
Driver:	Passenger	Pedestrian	Age: Gender: Male Female non-binary
Pedestrian trying to get on/off train? Yes		No	Suicide: Yes No Undetermined
Alcohol: Yes	No	Undetermined	Information supplied by:
Drugs: Yes	No	Undetermined	Information supplied by:
Names of additional fatalities:			

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V. Pedestrian, Driver, or Passenger Injuries

Does this section apply? Yes No

Number of people injured:

If a vehicle accident, number of passengers:

Name:

Driver: Passenger: Pedestrian: Age: Gender: Male Female non-binary

Pedestrian trying to get on/off train? Yes No

Drugs: Yes No Undetermined Alcohol: Yes No Undetermined

Names of additional injured persons:

VI. Pedestrian Access (not at a Crossing)

Does this section apply? Yes No

Obvious signs of consistent pedestrian trespass? Yes No

If yes, describe:

Pedestrian (not at a crossing) information: Accessing public area? Yes No

If yes, describe:

Deterrents at site, e.g. fence, signs, other? Yes No

If yes, describe:

Previous collisions at or near site? Yes No

If yes, describe:

VII. Crossing History

Does this section apply? Yes No

Prior accidents at this crossing? Yes No How many?

Dates of prior accidents:

Description of prior accidents (fatalities, injuries, property damage)

Last inspection date?

Defects? Yes No If yes, describe:

VIII. Attachments

Railroad incident report? Yes No Local law enforcement report? Yes No

Coroner/medical examiner report? Yes No Pictures? Yes No

Death Certificate? Yes No Copy of most current inventory? Yes No

Other (describe):

Docket No: TR-

IX. Comments

Event Summary:

Site Description:

Inspector Recommendations:

Docket No: TR-

Rail Safety Supervisor Comments/Sign Off:

Director of Transportation Safety Comments/Sign Off:

UTC Rail Safety Program - Crossing Inventory Record

USDOT #	077846P	Last Inspection Date	6/24/2020	Oil by Rail yes
UTC #	2B97.28	Road Name	F Street/Roeder St	
Type of Crossing	Public	Section.Township.Range		
County	Whatcom	Latitude	48.75464	
City/Nearest City	Bellingham	Longitude	-122.48827	
In City Limits	Yes	Type of Development		

ROADWAY		Road Surface Grades	0	Grade Direction	East
State Highway	No	Road Surface Grades	0	Grade Direction	West
Down a Street	No	AADT	5600	AADT Year	2007
Highway Milepost		% of Trucks Using Crossing	12		
Vehicle Speed	25	Number of School Bus Trips			
Road Surface	PAV	WSDOT Region	1		
Road Type	2W	Truck Pullout Lanes	No		
Number of Road Lanes	3	Intersecting Highway	0-75'	75-200'	200-500'
Road Width	40	Crossing Angle (degree)	0-29	30-59	60-90
On Emergency Services Route			NW	NE	SW
Sight Distance - Take measurement 6' back from stop line. If no stop line, measure at 25'.			0	942	0
					SE
					150

PASSIVE PROTECTION		N	S	E	W
Advance Warning Signs	Count			1	1
Road Markings	Count			2	1
Reflective Crossbucks	Count			1	1
Reflective Posts (req. 1/2020)	Count				
Median Barriers	Count				
Stop Lines	Count			1	
Stop Lines	Distance			35	
Emergency Notification Signs	Count				
Illuminaries (within 50 ft. of crossing)	Count				

Miscellaneous	Device Count	Direction
Do Not Stop on Tracks R8-8	1	East
Multiple Track R15-2	2	Both
Advance Warning W10-2	2	West

ACTIVE PROTECTION		Direction	Device Count	Cantilever Length	Gate Length
Protective Device					
Mast Mntd - gates & 12" lens		West	1	0	30
Cantilever Mntd - gates & 12" lens		East	1	28	30

Four Quadrant Gates	No	# of Flashing Light Pairs	12
Power Off Indicator Light	Yes	Cantilever Lights Over All Traffic Lanes	No
# of Bells	2	Traffic Light interconnection/Preemption	
TRAIN SPEEDS Freight		Passenger	

CHARACTERISTICS		Wayside Horn	No
Crossing Structure		Quiet Zone	No
Crossing Surface	Concrete	Bike Lane	No
Other Crossing Surface:		USDOT # Posted	Yes
# Main Tracks	1	Railroad Emergency # Posted	Yes # 800-832-5452
# Sidings / # Yard Tracks	2	Crossing Length / Width	64 40
# Industry / # Transit Tracks	0 0	Sidewalk	
Sidewalk	None	Sidewalk stops at crossing	Sidewalk

COMMENTS

2018-12-4 Section 130 Project Plan, Design Phase -Four quadrant gates, pedestrian and bicycle improvements and travel lane channelization.

rptInspectionReport Page 1 of 1 08/26/2020 09:53 AM

East Approach



View looking south
from east of tracks

X Location of fatality



View looking north
from east of tracks



View looking north
from west of tracks



From: [Service, Interruption Desk](#)
 To: [OPR DL \(SI Desk Use ONLY\) North Region Incident](#); [Gabriel, Jon](#); [Moyer, Jason](#); [Ruby Jr, Jan E](#); [Wessler, Richard W](#); [Noel, Tamara T](#); [Huston, Scott T](#); [Melonas, Gus S](#); [Wallace, Courtney](#)
 Cc: [UTC DL WUTC Rail Reporting](#); [Halstead, Lori \(UTC\)](#)
 Subject: 032619 - A 517 1 26A - Trespasser - Bellingham Subdivision.doc
 Date: Tuesday, March 26, 2019 12:24:15 PM

BNSF Fort Worth – Network Operations Center – INCIDENT REPORT

				D-Code:	193234
Date:	032619	Time:	1029CT	MP:	97.2
				Divn:	Northwest
Time & Date Last Revised:					
Subdivision:	Bellingham	State:	WA	County:	Whatcom
Line Segment:			50		
Nearest Station:			Bellingham, WA		
Nearest Major Terminal (distance/direction):			Bellingham, WA		
Weather Conditions (Temp, wind, precipitation):			44°, Wind Speed SE 12 mph, Light Rain		

Injuries or Fatalities?	Fatal injuries to bicycle rider	Employee?	
Name:		Craft:	

Symbol:	A 517 1 26A	If Yard Job, is it Remote Control Operation?		
Lead Locos:	AMTK 90252 WDTX 1404		L-E-T-F:	14-0-400-537'
DP Locos:			Direction:	Southbound
Conductor:	K Mote	Engineer:	CR Houser	Other:
Prior Rest		Prior Rest		Prior Rest
On Duty Time/Date:	0850CT/26	Origin/Destination:		
Crew Interviewed by:	AMTRAK officers			
Event Recorder/Camera:	AMTRAK officers			

Locomotives video equipped?										
Lead Locos	Y/N		Y/N		Y/N		Y/N		Y/N	Y/N
AMTK 90252	Y	WDTX 1404	Y							

Crossing Name:	F Street (Roeder Street)	DOT:	077846P
Equipped with:	Crossbucks, gates, bells, and flashers	Functioning?	
Vehicle Direction:		Vehicle Description:	
Law Enforcement Agency:	Bellingham Police	Citations?	

Haz Material ?	No	Release (Y/N):		# Cars, Amount:	
Commodity:					

Derailed Locomotives / Cars:				
Init. Number:	Line:	Position (upright?):	Contents:	Disposition:
Heavy equipment ordered:				
Equip. ETA:		Equipment Arrived:		Equipment Released:
Main	Yes	Estimated		Actual
				1415CT

Blocked?		Reopen:		Reopen:	
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Estimated Damages and Costs:			
\$	0	Track	Track, Track Structures, and Roadbed Damages.
\$	0	Signal	
\$		"Other"	Adjacent buildings, other private property, etc.
\$	0	Car Damages	Car damage, incl. flat cars but excluding their trailers/containers and contents.
\$	0	Locomotive Damages	
\$	0	FRA Reportable Subtotal	2017 FRA Reportable \$10,700

\$		Contractor Expense	Rerailing & clearing expenses only. Do not include environmental cleanup, air monitoring, etc.
\$		Estimated Lading Recovery Costs	Source is usually Damage Prevention/LARS. This figure includes trucking charges and site remediation charges.
\$		Prelim. Lading Loss Estimates	Railcar/Trailer/Container Contents ONLY
		Trailer/Container Damages	Excludes contents. (Mktg-Equip Mtce Team – Evita Murdock)
\$	0	Not FRA Reportable Subtotal	
\$	0	Estimated Grand Total ____ (FRA Reportable Subtotal + Not FRA Reportable Subtotal)	

Cause Code:		Description:	
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Brief Narrative of Incident:

At about 1025CT A 517 1-26 (southbound) reported striking a bicyclist at F-Street in Bellingham, WA, MP 97.2. Crossing shows equipped with crossbucks, gates, bells, and flashers. There were no reported injuries to train crew or passengers. At 1108CT Bellingham police confirmed that the bicyclist was fatally injured.

1330CT A517 was released to head south.

1415CT Local police released tracks for normal operations.

Post Accident Testing (FRA):

Did this incident meet FRA Post Accident Testing criteria?	No	
Contact MEH Dept at: (817) 352-1648 during normal business hours. (817) 352-1613 after hours, weekends and holidays. If no answer, page email Chris Kowalkowski and Julie Murphy when the following applies: - Employee/Contractor Fatality. - Damage to railroad property exceeding \$1.5 million. - Collision with injury or \$150,000 damage - Passenger train accident with reportable injury - Human Factor Grade-Crossing Accident? If Yes, Name of Claims Agent. - A release of hazardous material that results in an evacuation or a reportable injury.		
Does the NOC GDT agree with the above analysis?	Yes	
Craft being Post Accident Tested:		

Notifications:			
Time:	Entity:	Person Notified:	Reminders:
1029CT	Service Interruption:	DS 81 notified SLY	Include who notified SID.
1032CT	Resource Operations:	Christy Bell, by SID	

	OPR DL Cargorelated		Copy of this report
1034CT	DTM/Terminal Manager:	Ed Lutz - voicemail	Get ETA, check Cell number.
1040CT	RFE:	Dan Hart, by SID	Get ETA, check Cell number.
	Signal Desk:	Notified by others	817-593-5998
	MOW Desk:		817-593-6823 Option 1
	Mechanical Desk:		817-593-9128
1046CT	NOC GDT:	Mike Lee, by SID	
	Div. General Manager:	Jon Gabriel - copy of this report	
	Div. GDT:	Jason Moyer - copy of this report	
	Corridor Supt:	Jan Ruby - copy of this report	
	Div. Sup Ops / Term Sup:	Ryan Kubo - copy of this report	
1121CT	MDPR	E-mail from SID	817-352-1312
1038CT	Passenger Service:	Brian Thomas, by SID Email report to Rich Wessler and Tamara Noel	Email report to Rich Wessler and Tamara Noel.
	Superintendent Safety and Operating Practices	Scot Huston - copy of this report	California Chicago Red River Kansas Montana Heartland Northwest Powder River Southwest Twin Cities Coleman, Herbert T Wazny, William A Cleveland, Scott M Valencia, Randy J Mizelle, Nicholas O Musgrove, Chris E Huston, Scott T Hein, Joshua B Strot, Benjamin K. Lund, Michael E
	The following group list is for the following departments: Safety, Law, Rules, Workforce Management, Rules and field Support, Corporate Relations, Government Affairs, and Evidence Preservation Major event group page list (Not MIP) Also page Region VP. (It is located with the SID Locomotive group lists)		Page for the following events: Major derailments or train collisions which are expected to exceed 16 hours or \$1,000,000 in damages, 4-8 hour range after the 1st conference call. Derailments or collisions with evacuations, explosions, or involving crude oil trains. Major Hazardous Incidents Employee Fatalities, life threatening injuries, or amputations. Add "Preliminary Report" to the subject line.
	Conference Calls:		If Conf Call is being established: Notify: NOC MECH/MOW Desk & ROC
	Hazardous Incidents: Contact East/West On-call Manager		Page for all Hazardous Incidents: Pat Brady, Piper, Justin, Reid, Clay D, Howard Horn, David C Clark, John D. Lovenburg, Allen Stegman

	ChemTrec (USA) 800-424-9300 CanuTec (Canada) 888-226-8832 or 613-996-6666		Call Emergency Number listed on the Waybill whenever a HAZ MAT car is involved in a derailment or damaged; whether leaking or not. Run TSS: WBCOPY & HAZ & EXCR
1116CT	NRC: 800 – 424 – 8802 <i>(Initial SID Analysis)</i> Examples for notifying: Passenger Train/Route \$150,000 incident Employee/Contractor Fatality	P.O. Threatt 124 1108	Obtain their Report Number and name of person who took the report.
1120CT	State:	WA Emergency Ops - Dan. E-mai report to: WUTCRAilReporting@ut.wa.gov and LoriHalstea@utc.wa.gov	
	California - CUPA		
	Foreign Railroad:		
	Page "Go Team"		If appropriate notify Mark Schulze.
	State Corporate Relations:	Gus Melonas and Courtney Wallace - copy of this report	Copy of this report: Ross Richard Lane: MT, WY Matt Jones: MT, ID Lena Kent: AL, AR, LA, MS, TN, TX Lena Kent: AZ, CA, TX, LA, MS, AR, AL, TN Amy McBeth: MB, MN, ND, SD, WI Joe Sloan: CO, OK, NM, UT, NV Gus Melonas/Courtney Wallace: BC, ID, OR, WA Andy Williams: KS, MO, NE, IL, KY, IA
	Energy Desk:		Notify the Energy Desk of crude oil train derailments: OPR DL Energy Desk managers 817-867-0021

From: [State Emergency Operations Officer \(ML\)](#)
To: [Whatcom County Unified \(WCSODEM@co.whatcom.wa.us\)](mailto:Whatcom County Unified (WCSODEM@co.whatcom.wa.us)); [ECY RE NWRO ERTS](#); [Hunter, Kathy \(UTC\)](#); [Kenneth W. Holgard](#); [Mark Daniels \(FRA\)](#); [Michael Pirato](#); [Stacey Thompson \(Fed Railroad Association Reg 8\)](#); [Stacey Weller](#); [Steven Travers](#); [UTC DL WUTC Rail Reporting](#)
Subject: Train Incident 19-0983
Date: Tuesday, March 26, 2019 10:43:02 AM

This is the 2nd NRC # for the same incident. 1st NRC issued is #1241108, 2nd NRC is #1241116. Please see the below information involving a railroad that has been reported the State Emergency Operations Center (EOC). Please reply to this email to confirm receipt of this message.

Thank you,

Time Called in to the State EOC:

Reporting Party Name, Position and Contact Number: Matt King, Senior systems Operation Manager, 800 726 1999

Name of Railroad(s) involved: Amtrak

Date/Time of Event: 3/26/19 0824

Milepost and/or Address of Event: MP 97.2, Bellingham sub of BNSF

Type of Rail Car Involved: Passenger Train

Number of Injuries/Fatalities: 1 fatality trespasser

Type and Amount of HAZMAT Spilled: none

Circumstances of the Incident: Bicycle trespasser on F St, DOT crossing 077846P

Name and Phone of Local Contact:

Railroad Incident Number: NRC 1241116

State EOC Incident Number: 19-0983

William "Bill" Main
State Emergency Operations Officer
Washington State Emergency Management Division
Washington Military Department
Building 20, MS: TA-20
Camp Murray, WA 98430-5122
1-800-258-5990

From: [State Emergency Operations Officer \(MIL\)](#)
To: [Hunter, Kathy \(UTC\)](#); [Kenneth W. Holgard](#); [Mark Daniels \(FRA\)](#); [Michael Pirato](#); [Stacey Thompson \(Fed Railroad Association Reg 8\)](#); [Stacey Weller](#); [Steven Travers](#); [UTC DL WUTC Rail Reporting](#)
Subject: FW: NRC#1241108
Date: Tuesday, March 26, 2019 9:26:57 AM

This is the only report for a non-release train incident (see attached)

Dan Fox
State Emergency Operations Officer
Washington Emergency Management Division
Building 20: MS: TA-20
Camp Murray, WA 98430-5122
dutyofficer@mil.wa.gov

24-hr contact number:
1-800-258-5990

-----Original Message-----

From: HQS-PF-flidr-NRC@uscg.mil <HQS-PF-flidr-NRC@uscg.mil>
Sent: Tuesday, March 26, 2019 9:18 AM
To: DUTYOFFICER@EMD.WA.GOV; State Emergency Operations Officer (MIL) <Dutyofficer@mil.wa.gov>; State Emergency Operations Officer (MIL) <Dutyofficer@mil.wa.gov>
Subject: NRC#1241108

NATIONAL RESPONSE CENTER 1-800-424-8802

GOVERNMENT USE ONLYGOVERNMENT USE ONLY***

Information released to a third party shall comply with any applicable federal and/or state Freedom of Information and Privacy Laws

Incident Report # 1241108

INCIDENT DESCRIPTION

*Report taken by NRC at 12:12 on 26-MAR-19
Incident Type: RAILROAD NON-RELEASE
Incident Cause: TRESPASSER
Affected Area:
Incident occurred on 26-MAR-19 at 08:25 local incident time.
Affected Medium: RAIL REPORT (N/A)

REPORTING PARTY

Name: STEVE YOUST
Organization: BNSF RAILWAY
Address: 2200 LOU MENK DRIVE
FORT WORTH, TX 76131

PRIMARY Phone: (817)3522832
Type of Organization: PRIVATE ENTERPRISE

SUSPECTED RESPONSIBLE PARTY

Name: UNKNOWN

Type of Organization: UNKNOWN

INCIDENT LOCATION

F ST. County: WHATCOM
City: BELLINGHAM State: WA

RELEASED MATERIAL(S)

DESCRIPTION OF INCIDENT

TRESPASSER FATALITY INVOLVED WITH A PASSENGER TRAIN AT A GRADE CROSSING. A SERVICE DELAY IS STILL ONGOING.

SENSITIVE INFORMATION

INCIDENT DETAILS

Grade Crossing: NO
Location Subdivision: BELLINGHAM
Railroad Milepost: 97.2
Type of Vehicle Involved:
Crossing Device Type:
Device Operational: YES
DOT Crossing Number:
Date and Time Service was/will be Restored:
Brake Failure: UNKNOWN
Federal Post-Accident 219.201 Sub Part C Testing Required: NO
Passenger Train Route: YES
Passenger Train Delay Expected: YES
Passenger Train Delay Handling: PASSENGERS WILL REMAIN ONBOARD.

---RAILROAD INFORMATION---

Railroad Involved: BNSF RAILWAY
Train Number: A5171-26
Train Type: PASSENGER Train Direction: S
Train Speed: Track Speed:
Locomotives: Cars: Derailed:
Suspected DOT Regulation Non Compliance: UNKNOWN
DERAILED CARS:
Pos. Car number Type Cargo

IMPACT

Fire Involved: NO Fire Extinguished: UNKNOWN

INJURIES: NO Sent to Hospital: Empl/Crew: Passenger:
FATALITIES: YES Empl/Crew: Passenger: Occupant:
EVACUATIONS: NO Who Evacuated: Radius/Area:

Damages: NO

Hours Direction of
Closure Type Description of Closure Closed Closure

Air: NO

Road: YES F ST Major Artery:NO

Waterway:NO

Track: YES SINGLE MAIN TRACK

Passengers Transferred: NO

Environmental Impact: UNKNOWN

Media Interest: UNKNOWN Community Impact due to Material:

REMEDIAL ACTIONS

LOCAL AUTHORITIES ARRIVED ONSCENE.

Release Secured: UNKNOWN

Release Rate:

Estimated Release Duration:

WEATHER

ADDITIONAL AGENCIES NOTIFIED

Federal:

State/Local:

State/Local On Scene: LOCAL AUTHORITIES

State Agency Number:

NOTIFICATIONS BY NRC

CENTERS FOR DISEASE CONTROL (GRASP)

26-MAR-19 12:17 (770)4887100

CGIS D13 FIELD OFFICE (CGIS D13 COMMAND CENTER)

26-MAR-19 12:17 (206)2207141

CUSTOMS AND BORDER PROTECTION (INTEL BRANCH/BLAINE SECTOR)

26-MAR-19 12:17 (360)4107222

DHS DEFENSE THREAT REDUCTION AGENCY (CHEMICAL AND BIOLOGICAL TECHNOLOGI

26-MAR-19 12:17 (703)7673477

NATIONAL COORDINATING CTR FOR COMMS (NCC COMM-ISAC)

26-MAR-19 12:17 (703)2355626

DHS CYBER & INFRASTRUCTURE SECURITY (OFC OF INFRASTRUCTURE PROTECTION R

26-MAR-19 12:17 (202)8215301

OFFICE OF INFRASTRUCTURE PROTECTION (WA STATE PROTECTIVE SECURITY ADVIS

26-MAR-19 12:17 (202)8053379

DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)

26-MAR-19 12:17 (202)3661863

FEDERAL RAILROAD ADMIN. (BRENDAN GERARDO)

26-MAR-19 12:17 (202)4656922

FEDERAL RAILROAD ADMIN. (MAIN OFFICE (AUTO))

26-MAR-19 12:17 (202)4930636

FEMA REGION 10 (MAIN OFFICE)

26-MAR-19 12:17 (425)4874704

LUMMI INDIAN BUSINESS COUNCIL (NATURAL RESOURCES DEPARTMENT)

26-MAR-19 12:17 (360)3127119

NTL ENVMTL EMERG CENTRE CANADA (MAIN OFFICE)

26-MAR-19 12:17 (514)2832333

NATIONAL INFRASTRUCTURE COORD CTR (MAIN OFFICE)

26-MAR-19 12:17 (202)2829201

NOAA RPTS FOR WA (MAIN OFFICE)
26-MAR-19 12:17 (206)5264911
NTSB RAIL (MAIN OFFICE)
26-MAR-19 12:17 (202)3146293
OREGON TITAN FUSION CENTER (FUSION COMMAND CENTER)
26-MAR-19 12:17 (877)6204702
WA STATE EMERGENCY MANAGEMENT (MAIN OFFICE)
26-MAR-19 12:17 (800)2585990
TSA SURFACE TRANSPORTATION SECURITY (TWIC ENFORCEMENT)
26-MAR-19 12:17 (206)3875236
VOLPE CENTER (TRANSPORTATION HUMAN FACTORS)
26-MAR-19 12:17 (617)4942000
WASHINGTON STATE FUSION CENTER (FUSION COMMAND CENTER)
26-MAR-19 12:17 (877)8439522
WASHINGTON STATE NATIONAL GUARD (COMMAND CENTER)
26-MAR-19 12:17 (253)5128159
WA UTILITIES & TRANSPORTATION COMM (PIPELINE SAFETY)
26-MAR-19 12:17 (360)6641182

ADDITIONAL INFORMATION

THE TRACK AND ROAD CLOSURES ARE STILL ONGOING.

*** END INCIDENT REPORT #1241108 ***

Report any problems by calling 1-800-424-8802

PLEASE VISIT OUR WEB SITE AT <http://www.nrc.uscg.mil>

15672

TR-190229

DEPARTMENT OF TRANSPORTATION
FEDERAL RAILROAD ADMINISTRATION (FRA)

HIGHWAY-RAIL GRADE CROSSING
ACCIDENT/INCIDENT REPORT

OMB No.:2130-0500

1. Name of Reporting Railroad BNSF Railway Company				1a. Alphabetic Code BNSF		1b. Railroad Accident/Incident No. NW-0319-206	
2. Name of Other Railroad or Other Entity Filing for Equipment Involved in Train Accident/Incident Amtrak (National Railroad Passenger Corporation)				2a. Alphabetic Code ATK		2b. Railroad Accident/Incident No. N/A	
3. Name of Railroad or Other Entity Responsible for Track Maintenance (single entry) BNSF Railway Company				3a. Alphabetic Code BNSF		3b. Railroad Accident/Incident No. NW-0319-206	
4. U.S. DOT-AAR Grade Crossing Identification Number 077846P				5. Date of Accident/Incident month: 0 3 2 6 1 9		6. Time of Accident/Incident 08:25 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	
7. Nearest Railroad Station Bellingham EXP			8. Subdivision BELLINGHAM		9. County Whatcom		10. State Abbr Code WA
11. City (if in a city) Bellingham				12. Highway Name or Number F St (Roeter St) Public <input checked="" type="checkbox"/> Private <input type="checkbox"/>			
Highway User Involved				Railroad Equipment Involved			
13. Type A. Auto B. Truck C. Truck-trailer D. Pick-up truck E. Van F. Bus G. School Bus H. Motorcycle J. Other motor vehicle K. Pedestrian M. Other (specify) Code: 1 Bicycle				17. Equipment 1. Train (units pulling) 2. Train (units pushing) 3. Train (standing) 4. Car(s) (moving) 5. Car(s) (standing) 6. Light loco(s) (moving) 7. Light loco(s) (standing) 8. Other (specify) A. Train pulling - RCL B. Train pushing - RCL C. Train standing - RCL D. EMU Locomotive(s) E. DMU Locomotive(s) Code: 1			
14. Vehicle Speed (est mph at impact) 4		15. Direction (geographical) 1. North 2. South 3. East 4. West Code: 3		18. Position of Car Unit in Train 1 Code: 1			
16. Position 1. Stalled on crossing 2. Stopped on crossing 3. Moving over crossing 4. Trapped on crossing by traffic 5. Blocked on crossing by gates Code: 1				19. Circumstance 1. Rail equipment struck highway user 2. Rail equipment struck by highway user Code: 1			
20a. Was the highway user and/or rail equipment involved in the impact transporting hazardous materials? 1. Highway user 2. Rail equipment 3. Both 4. Neither Code: 4				20b. Was there a hazardous materials release by 1. Highway user 2. Rail equipment 3. Both 4. Neither Code: 4			
20c. State here the name and quantity of the hazardous material released, if any.							
21. Temperature (specify if minus) 52		22. Visibility (single entry) 1. Dawn 2. Day 3. Dusk 4. Dark Code: 1		23. Weather (single entry) 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Sleet 6. Snow Code: 1			
24. Type of Equipment Consist (single entry) 1. Freight train 2. Passenger train-Pulling 3. Computer train-Pulling 4. Work train 5. Single car 6. Cut of cars 7. Yard/switching 8. Light loco(s) 9. Maint./inspect. car 10. Spec. MoH Equip. 11. Computer Train-Pushing 12. None Code: 2				25. Track Type Used by Rail Equipment Involved 1. Main 2. Yard 3. Siding 4. Industry Code: 1		26. Track Number or Name Single Main Track	
27. FRA Track Class(1-9,X) 3		28. Number of Locomotive units 2		29. Number of cars Code: E		30. Consist Speed (recorded speed if available) R-Recorded E-Estimated 040 Code: E	
31. Time Table Direction 1. North 2. South 3. East 4. west Code: 2				32. Type of Crossing Warning 1. Gates 2. Cantilever FLS 3. Standard FLS 4. Wig wags 5. Hwy traffic signals 6. Audible 7. Crossbucks 8. Stop signs 9. Watchman 10. Flagged by crew 11. Other (specify) Code: 1			
33. Signaled Crossing Warning (See reverse side for instructions and codes) Code: 1				34. Roadway Conditions A. Dry B. Wet C. Snow/slush D. Ice E. Sand, Mud, Dirt, Oil, Gravel F. Water (Standing, Moving) Code: A			
35. Location of Warning 1. Both sides 2. Side of vehicle approach 3. Opposite side of vehicle approach Code: N/A		36. Crossing Warning Interconnected with Highway Signals 1. Yes 2. No 3. Unknown Code: 1		37. Crossing Illuminated by Street Lights or Special Lights 1. Yes 2. No 3. Unknown Code: 1			
38. Highway User's Age 1. Male 2. Female Code: 1		39. Highway User's Gender Code: 1		40. Highway User Went Behind or in Front of Train and Struck or was Struck by Second Train 1. Yes 2. No 3. Unknown Code: 2		41. Highway User 1. Went around the gate 2. Stopped and then proceeded 3. Did not stop 4. Stopped on crossing 5. Other (specify) 6. Went around/thru temporary barricade (if yes, see instructions) 7. Went thru the gate 8. Suicide/attempted suicide Code: 5	
42. Driver Passed Standing Highway Vehicles 1. Yes 2. No 3. Unknown Code: 2		43. View of Track Obscured by (primary obstruction) 1. Permanent structure 2. Standing Railroad equipment 3. Passing train 4. Topography Code: 8		44. Driver was 1. Killed 2. Injured 3. Uninjured Code: 1			
45. Was Driver in the Vehicle 1. Yes 2. No Code: 1		46. Highway-Rail Crossing Users 1 0		47. Highway Vehicle Property Damage (est. dollar damage) 200		48. Total Number of Vehicle Occupants (including driver) 1	
49. Railroad Employees 0 0		50. Total Number of People on Train (include passengers and train crew) 2		51. Is a Rail Equipment Accident/ Incident Report Being Filed? 1. Yes 2. No Code: 2			
52. Passengers on train 0 0		53a. Special Study Block Video Taken? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Video Used? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
53b. Special Study Block							
54. Narrative Description (Be specific, and continue on separate sheet if necessary) USER'S AGE UNKNOWN							
55. Typed Name and Title Ronald J Hennessey Director, System Safety and Support				56. Signature <i>Ronald J Hennessey</i>		57. Date 04/30/19	

NOTE: This report is part of the reporting railroad's accident report pursuant to the accident reports statute and, as such shall not be admitted as evidence or used for any purpose in any suit or action for damages growing out of any matter mentioned in said report... 49 U.S.C. 20903. See 49 C.F. R. 225.7 (b)



David Doll, Chief of Police

505 Grand Avenue, Bellingham, WA 98225

Telephone: (360) 778-8800

Fax: (360) 778-8701

Case No.:	19B16873
Requested Date:	June 10, 2020
Requested By:	HALSTEAD, LORI
Agency:	
Processed By:	MB (BP910)
Processed Date:	6/12/2020 6:42:00 PM

Enclosed is a copy of the record you requested. If deletions have been made according to Washington state law, we have provided the statutory references supporting those deletions on the last page of this report.

All information pertaining to social security numbers and driver's licenses have been automatically deleted from any record requested by the public per RCW 42.56.240.1.

If you believe that information has been deleted without cause, please contact a records supervisor at (360) 778-8800.

Case Date
Mar 26 2019
8:25AM

City of Bellingham Police Department

Longarm Case Report

Print Date
June 12, 2020

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19B16873 COLLISION - FATAL

HEADER

Primary

Author: **WRIGHT, ALFREDO**

Appvd: **175**

Location: **1000 F ST**

Date Reported: **Mar 26 2019 1:57PM**

Press Summary: **Officers responded to above location to a bicyclist vs train collision.**

Case Date
Mar 26 2019
8:25AM

City of Bellingham Police Department

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19B16873 COLLISION - FATAL

ASSOCIATES

Primary Report 1 of 14 Author: **WRIGHT, ALFREDO** Rpt Date: **Mar 26 2019 1:57PM** Appvd: **175**

C4 SARTAIN, DAN DOB: Age: Sex: M Race: U

SSN: RCW 42.56.240.1

Ht:

Wt:

Drivers Lic.: RCW 42.56.240.1

Lic. St:

Eyes:

Hair:

Res Address: , WA

Bus Address: 1200 D ST , BELLINGHAM, WA 98225

Res Phone:

Bus Phone: (360) 303-1926

Cell Phone:

AKAs:

Features:

C5 TRAVERS, STEVEN DOB: Age: Sex: M Race: U

SSN: RCW 42.56.240.1

Ht:

Wt:

Drivers Lic.: RCW 42.56.240.1

Lic. St:

Eyes:

Hair:

Res Address: , WA

Bus Address: 303 S JACKSON ST, SEATTLE, WA 98104

Res Phone: (206) 819-8446

Bus Phone: (206) 819-8446

Cell Phone:

AKAs:

Features:

R4 BURLINGTON NORTHERN SANTA FE RAILROAD, DOB: Age: Sex: Race:

SSN: RCW 42.56.240.1

Ht:

Wt:

Drivers Lic.: RCW 42.56.240.1

Lic. St:

Eyes:

Hair:

Res Address: 1200 D ST , BELLINGHAM, WA 98225

Bus Address: 1200 D ST, BELLINGHAM, WA 98225

Res Phone: (360) 734-8317

Bus Phone: (360) 922-1477

Cell Phone:

AKAs:

Features:

Case Date
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8:25AM

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19B16873 COLLISION - FATAL

NARRATIVE

Primary Report 1 of *Author: WRIGHT, ALFREDO* *Rpt Date: Mar 26 2019 1:57PM* *Appvd: 175*
14

- SYNOPSIS-

On 3-26-2019, at approximately 0824 hours, RICHARD LONSETH (V1) rode his bicycle from the west side of the BURLINGTON NORTHERN SANTA FE RAILROAD (R4) crossing at Roeder Ave and F St (Milepost 97.2/DOT #77846P) which has three sets of railroad track traversing the grade. RICHARD LONSETH (V1) rode onto the railroad tracks and directly into the path of a southbound Amtrak locomotive #90252 pulling passenger cars where he was struck and killed. Prior to the collision, RICHARD LONSETH (V1) had illegally entered the grade crossing because the crossing arms had been fully deployed/extended and the red crossing signals were flashing and the crossing bells were sounding on both sides of the crossing for nearly 30 seconds before RICHARD LONSETH (V1) rode into the path of the train. RICHARD LONSETH (V1) was struck and then rolled underneath the locomotive where he was drug about 256.8 feet up the train tracks before coming to rest between the rails underneath the lead axle of the locomotive.

-ON SCENE INVESTIGATION-

On 3-26-2019, at approximately 0825 hours, I was dispatched along with other officers to a bicyclist vs train collision at F St and Roeder Ave. I arrived at 0827 hours and found an Amtrak locomotive with eleven passenger cars and a rear locomotive. The train consist was stopped on the eastern most track and was completely blocking the grade crossing. The railroad crossing gates/arms were down, the crossing bells were sounding, and the red crossing signals were flashing.

I found the body of a deceased male, later identified by his Washington state ID card found in his wallet inside his pants, as RICHARD LONSETH (V1). RICHARD LONSETH (V1) was lying between the rails directly underneath the lead axle of the locomotive and mainly towards the right rail. He was lying with his left side towards the ground and his feet pointed towards the front of the locomotive in a southeastern direction. His left arm was extended up over his head and pointing towards the rear of the train in a northwestern direction. It was obvious by looking at the body that RICHARD LONSETH (V1) was deceased. Directly next to RICHARD LONSETH (V1), also between the rails, was a yellow 10-speed bicycle that was mangled and bent.

The area of Roeder Ave, F St, and W Holly St has been under construction for at least the past month. Today, the traffic signals at the intersections of Roeder Ave and F St and W Holly St and F St were placed on 4-way flashing red. Certified flaggers from COLACURCIO BROTHERS CONSTRUCTION (R2) were positioned on the west side of the crossing at Roeder St and F St and another flagger was positioned on the east side of the crossing at the white stop line about 15 feet from the railway. The two flaggers were controlling traffic flowing north and south on Roeder Ave and east and west on F St from W Holly St and onto Roeder Ave. Westbound traffic on F St, on the east side of the crossing, was narrowed down to one lane by the use of a COLACURCIO BROTHERS CONSTRUCTION (R2) flatbed truck, tall candlestick type delineators, and a large orange left arrow sign directing motorist to merge into the left lane of travel.

I talked to Officer Kaiser who had spoken to the flagger on the east side of the crossing, MCKENNA PINTO-GONZALEZ (W1). MCKENNA PINTO-GONZALEZ (W1) stated that she heard the crossing bells begin to sound and then saw that the crossing gates start to come down. At that time, MCKENNA PINTO-GONZALEZ (W1) turned her paddle to display "Stop" and subsequently stopped all westbound traffic on F St. She then

turned to coordinate with BRENDA FERRELL (W2) on the west side the crossing. She saw BRENDA FERRELL (W2) waving her stop sign/paddle and heard her yelling "stop" at somebody. MCKENNA PINTO-GONZALEZ (W1) then saw that the person she was yelling at was RICHARD LONSETH (V1) who was riding his his bike towards BRENDA FERRELL (W2). She continued to watch as RICHARD LONSETH (V1) rode past BRENDA FERRELL (W2) and onto the railroad tracks where he was struck by the train (see Officer Kaiser's follow-up report).

Traffic Officer Bruland finished the interview with MCKENNA PINTO-GONZALEZ (W1). Officer Bruland added that it didn't appear to MCKENNA PINTO-GONZALEZ (W1) that RICHARD LONSETH (V1) was aware of the approaching train until the split second prior to being struck where he quickly glanced to his left and then saw the train (see Traffic Officer Bruland's follow-up report).

Next, I spoke to Sgt Scanlon who had interviewed the other flagger, BRENDA FERRELL (W2), who was working on the west side of the crossing on Roeder Ave. BRENDA FERRELL (W2) told Sgt Scanlon that she saw RICHARD LONSETH (V1) riding his bike towards her from the north on Roeder Ave as he usually does almost daily. She then she saw that the crossing arms for the train tracks were down and it appeared to her that RICHARD LONSETH (V1) was riding in that direction towards the crossing. BRENDA FERRELL (W2) yelled at RICHARD LONSETH (V1) to stop but he rode past her and towards the railroad crossing. She continued to watch as RICHARD LONSETH (V1) rode his bike at about a 45 degree angle towards the train, entered the crossing, and crossed the tracks where he was struck by the train. BRENDA FERRELL (W2) said that RICHARD LONSETH (V1) got struck and was sucked under the train after impact. BRENDA FERRELL (W2) added that she clearly heard the train blowing their horn before the train collided into RICHARD LONSETH (V1) (see Sgt Scanlon's follow-up report).

Traffic Officer Stewart interviewed the train conductor, K MOTE and two Amtrak employees who said that they were standing outside on a platform facing the train tracks when the collision occurred (see Traffic Officer Stewart's follow-up report).

BURLINGTON NORTHERN SANTA FE RAILROAD (R4) Police Senior Special Agent DAN SARTAIN (C4) arrived on scene. DAN SARTAIN (C4) provided me with the train consist information and advised me that the train originated in Vancouver, British Columbia and was destined for Portland, Oregon with various stops along the way. The BURLINGTON NORTHERN SANTA FE RAILROAD (R4) train is a passenger train that is 537 feet in length and weighs 400 tons. The engineer of the train is CR Houser and the conductor is KELLY MOTE (W6).

BURLINGTON NORTHERN SANTA FE RAILROAD (R4) Police Detective STEVEN TRAVERS (C5) arrived on scene. He was transporting the replacement conductor and engineer for the train from Seattle so that the train could continue on to its destination after our investigation. STEVEN TRAVERS (C5) stated that he would be providing me with a written statement from the trains engineer, CR HOUSER, at a later date. He also stated that he would also secure the recorded video from the forward-facing video camera on the locomotive and we could arrange a time for me to view the video.

I was contacted by Officer B Johnson who told me that the traffic camera at W Holly St and F St recorded the incident. She then pulled up the traffic camera footage on her work iPhone and showed it to me. I could see that the crossing gates were down and that the red crossing lights were flashing on both sides of the crossing. A short time later, I could see that a bicyclist was riding southbound on Roeder Ave approaching F St. The bicyclist makes a left turn onto F St, and begins to ride at about a 45 degree angle across the train tracks. When the bicyclist begins to ride across the eastern most track he is struck by an Amtrak train traveling southbound. I asked Officer B Johnson to bookmark that recording so that it could be transferred later on to a storage device and added to this case file.

Longarm Case Report

BFD Fire personnel removed RICHARD LONSETH (V1)'s body from underneath the train where it was transported to Dr Goldfogel's office by his staff. After the train continued on and the tracks were cleared I walked the entire length of the train tracks from the front locomotive to the grade crossing and marked items of evidentiary value and measured their distance to the point of impact (POI) with my Lidar instrument. The POI was determined to be just north of where two long scrape marks were found on the concrete in the eastbound lane of travel at the middle of the crossing. The scrape marks were left by the bicycle being drug by the train over the concrete surface. Following is a list of those items and corresponding distance:

Item:	Distance to POI:
* Body	256.8 feet
* Blood Pool	251 feet
* Shirt Tag/Flesh	245.8 feet
* Flesh/Tissue	235.8 feet
* Flesh/Tissue	218.3 feet
* Flesh/Tissue	198.7 feet
* Bike Glove	193 feet
* Clothing Fabric	137.5 feet
* Gouge in RR Tie	118.5 feet
* Gouge in RR Tie	114.3 feet
* Gouge in RR Tie	104.4 feet
* Belt Loop/Fabric	59.4 feet
* Gouge in RR Tie	52.8 feet
* Bike Pedal	44.1 feet
* Gouge in RR Tie	23 feet

CSI DeRuiter photographed the entire scene as well as the evidentiary items that were located (see his follow-up report).

Officer Yoder and Ofc Horton flew the UAV over the scene to collect video and photographs of the train consist as well as the railway once the train cleared the tracks (see their follow-ups).

-FOLLOW-UP INVESTIGATION-

I returned to the station and reviewed the traffic camera footage of the incident. The camera is mounted at the intersection of W Holly St and F St and is pointing in a southwesterly direction. The following is a timeline of events using the Avigilon recording systems time stamp:

* 08:23.55 - The crossing arms on both sides of the crossing begin to deploy downward and the red crossing signals on both sides begin to flash.

* 08:24.06 - The crossing arms are fully down and blocking the two westbound lanes and one eastbound lane at the crossing.

* 08:24.23 - A bicyclist, RICHARD LONSETH (V1), appears about 28 seconds after the gates begin to deploy and the crossing lights begin to flash and approximately 17 seconds after the gates are fully down. RICHARD LONSETH (V1), wearing a black hoody style sweatshirt, with the hood pulled up over his head, and blue jeans is seen riding southbound on Roeder Ave approaching F St. RICHARD LONSETH (V1) is riding improperly using the oncoming northbound lane of travel and riding on the wrong side of the roadway against traffic. RICHARD LONSETH (V1) then turns left onto F St and rides his bike in the westbound lane as he approaches the train tracks. He then veers towards the right and begins to ride in about a 45 degree angle, in what looks like an attempt to cross the tracks and ride around the crossing gate arm

that is blocking the westbound lanes of travel on the east side of the crossing.

* 0824.33.264 - RICHARD LONSETH (V1) begins to ride across the most easterly set of train tracks and as he arrives at the tracks he glances towards his left and it appears that this is the first time he sees the train approaching him. It also appears that he prepares for impact as you can see his head duck down slightly and his shoulders hunch up just as he is about to be impacted by the train.

* 0824.34.143 - RICHARD LONSETH (V1) is impacted by the front locomotive of the train. RICHARD LONSETH (V1) falls forward and then appears to roll underneath the front of the locomotive, along with the bicycle he is riding, and then he disappears underneath the locomotive as it is traveling to a stop.

Later in the day, Traffic Officer Stewart obtained surveillance video footage from SANITARY SERVICE COMPANY (R1). We viewed the videos which showed two different camera positions from the west side of the crossing/intersection. The view is from the parking lot of SANITARY SERVICE COMPANY (R1) and pointing towards the northeast. It clearly shows RICHARD LONSETH (V1) riding his bicycle close to the curb of Roeder Ave using the northbound lane as he traveled southbound towards F St. He then makes a left turn onto F St and begins to ride diagonally between the two lowered crossing arm and the flashing red crossing signals. It appears that RICHARD LONSETH (V1) is attempting to ride around the lowered crossing arm on the east side of the railroad tracks and when then rides directly in front of the approaching train where he is struck.

-CONCLUSION-

Based on the statements of the witnesses, the surveillance video captured from the traffic camera and SANITARY SERVICE COMPANY (R1)'s cameras, RICHARD LONSETH (V1) improperly rode his bicycle in the wrong lane of travel and against traffic. He disregarded the verbal warnings by a flagger to stop as well as the "Stop" sign/paddle that she was holding and waving at him. RICHARD LONSETH (V1) continued on and disregarded railroad crossing arms, flashing red warning signals and crossing bells and then illegally rode through a railroad crossing grade and onto the train tracks where he was struck by an approaching Amtrak passenger train. It appears that RICHARD LONSETH (V1)'s poor judgment and decision making as he rode his bicycle led to his peril.

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Mar 26 2019
8:25AM

City of Bellingham Police Department
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NARRATIVE

19B16873 COLLISION - FATAL

Follow-Up	Report 2 of	<i>Author: YODER, JEFFERY</i>	<i>Rpt Date: Apr 5 2019 9:00AM</i>	<i>Appvd: 155</i>
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14

On 26 March 2019 OFFICER HORTON and I responded to the 1000 block of F St to take aerial photos of this incident with a Department UAV.

Prior to my arrival I contacted the FAA and received a waiver authorization to fly in restricted class D airspace. I also contacted the Bellingham International Tower to advise them we were operating a UAV.

OFFICER HORTON flew over the incident taking aerial photos with Mavic UAV. Upon completion of our flight I notified the Bellingham International Tower out flight operations were completed.

I then returned to the Bellingham Police Dept where I processed the UAV Micro SD card.

From my forensic workstation, I utilized the Tableau Forensic Bridge, a write blocking device. I then extracted the files from Micro SD Card to my forensic workstation.

I then copied the files from my forensic workstation to a DVD and impounded the DVD into evidence as Evidence Item Number 170234.

PR:231

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19B16873 COLLISION - FATAL

PROPERTY

Follow-Up Report 2 of 14 Author: **YODER, JEFFERY** Rpt Date: **Apr 5 2019 9:00AM** Appvd: **155**

Found / Seized

Article: **Recordings-Audio Visual (Records/DVD/Tapes)**

Serial #:

1st Color:

Recovered:

Impounded: Apr 5 2019 10:32AM

Brand:

Model:

Value:

Owner:

License:

State:

Expires:

Description: DVD UAV video & photos

Features: UAV photos and video

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Mar 26 2019
8:25AM

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19B16873 COLLISION - FATAL

PROPERTY

Follow-Up Report 3 of 14 *Author:* **KOLBY, PETER** *Rpt Date:* **Apr 5 2019 9:15AM** *Appvd:* **175**

Found / Seized

Article: **Other Property (Veh Trailers, All Other Property)**

Serial #:

1st Color:

Recovered:

Impounded: Apr 5 2019 9:27AM

Brand:

Model:

Value:

Owner: LONSETH, RICHARD THOMAS

License:

State:

Expires:

Description: Lonseth WA ID card

Features:

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 6 of 14 Author: **STEWART, SCOTT** Rpt Date: **Mar 26 2019 1:52PM** Appvd: **121**

C2 RAZORE, PAUL AGOSTINO *DOB:* Oct 19 1952 *Age:* 66 *Sex:* M *Race:* W

SSN: RCW 42.56.240.1 *Ht:* 602 *Wt:* 245
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BLU *Hair:* Blond
Res Address: 1009 MARINE DR, BELLINGHAM, WA 98225
Bus Address: 1001 ROEDER AV, BELLINGHAM, WA 98225
Res Phone: (360) 815-0046 *Bus Phone:* (360) 734-3490
Cell Phone:
AKAs:
Features:

W4 DENSMORE, JAMES *DOB:* *Age:* *Sex:* *Race:*

SSN: RCW 42.56.240.1 *Ht:* *Wt:*
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* *Eyes:* *Hair:*
Res Address: , WA
Bus Address: , WA
Res Phone: (360) 815-1429 *Bus Phone:*
Cell Phone:
AKAs:
Features:

W5 FRASER, MARK RONALD *DOB:* Oct 16 1957 *Age:* 61 *Sex:* M *Race:* W

SSN: RCW 42.56.240.1 *Ht:* 604 *Wt:* 285
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BLU *Hair:* Brown
Res Address: 905 N LAKE SAMISH DR, BELLINGHAM, WA 98229
Bus Address: , WA
Res Phone: *Bus Phone:*
Cell Phone:
AKAs:
Features:

W6 MOTE, KELLY LAWRENCE *DOB:* Apr 30 1966 *Age:* 52 *Sex:* M *Race:* U

SSN: RCW 42.56.240.1 *Ht:* 510 *Wt:* 160
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BLU *Hair:* Unknown
Res Address: , WA
Bus Address: , WA
Res Phone: (267) 822-3344 *Bus Phone:*
Cell Phone:
AKAs:

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19B16873 COLLISION - FATAL

NARRATIVE

Follow-Up Report 6 of *Author:* STEWART, SCOTT *Rpt Date:* Mar 26 2019 1:52PM *Appvd:* 121

14

At approx. 0825 hours, I was just clearing another collision when I heard of a train vs bicycle collision at F St and Roeder. Upon my arrival, I was contacted by a BNSF employee who stated he was trying to find the male. TO Bruland and I assisted and located the male, later identified as RICHARD LONSETH (V1), under the engine at the front of the train. I was advised that Medics were already in route but it was quite apparent that RICHARD LONSETH (V1) was deceased. TO Wright and Ortega were already en route and I requested Sgt Lanham and CSI's also respond.

As Medics arrived on scene, I then contacted 2 BNSF employees who advised that they had witnessed the event. I first spoke to JAMES DENSMORE (W4). JAMES DENSMORE (W4) advised that he had been standing with MARK FRASER (W5) on a BNSF wooden platform on the north side of the tracks just east of F Street. JAMES DENSMORE (W4) stated that he heard the Amtrak train approaching and heard it sound the horn multiple times as it approached F St. JAMES DENSMORE (W4) stated that he then observed the bicyclist (RICHARD LONSETH (V1)) begin to cross the tracks from the south. I asked JAMES DENSMORE (W4) if the crossing gates were down or not and he stated he wasn't sure as he was focused on the bicyclist. JAMES DENSMORE (W4) stated that he observed RICHARD LONSETH (V1) then get struck by the train. I asked if it appeared as though RICHARD LONSETH (V1) had stopped on the track or if he appeared to be riding across it when he was struck. JAMES DENSMORE (W4) was unsure and said it all happened so fast. He also pointed out MARK FRASER (W5) who he had been standing with on the platform and I spoke to him next.

MARK FRASER (W5) also advised that he had been on the platform watching as the Amtrak train approached. He also heard the train sound its horn multiple times as it approached F Street. As it crossed F St, he observed RICHARD LONSETH (V1) ride around the crossing arms that were down, and then watched as RICHARD LONSETH (V1) got "sucked under the train." MARK FRASER (W5) was a little more shaken up by the incident and advised he had respond to many scenes before and witnessed many people struck by trains by hadn't actually witnessed one being killed until today. I asked MARK FRASER (W5) if it appeared as though RICHARD LONSETH (V1) had stopped on the tracks in front of the train or if he appeared to be riding across it. All that MARK FRASER (W5) was sure of was that it appeared that RICHARD LONSETH (V1) was "on top of" his bicycle.

I then briefly spoke to KELLY MOTE (W6) who is the Amtrak train Conductor. KELLY MOTE (W6) stated that he had been a few cars back and had not actually witnessed the collision, however, he had also hear the train sound its horns multiple times as it approached F Street. The next thing KELLY MOTE (W6) new was that the train was in "full emergency braking." After getting off the train, he had already been in contact with the train's Engineer who he advised was pretty shaken up by the incident. I never spoke to the train Engineer as he was required to stay in his position in the Engine until he was relieved.

I then assisted with TO Ortega who was setting up the FARO scanner. We discussed several options for placement of the scanner, however. TO Ortega did all the scanning in this incident. I was also advised that there were 2 flaggers who were also on opposite sides of the train and were working the nearby construction zone on Roeder that had witnessed the incident. Both had advised that RICHARD LONSETH (V1) repeatedly ignored their flagging efforts and refused to obey them when told to stop. The most recent incident being approx. 20 minutes before the collision when RICHARD LONSETH (V1) crossed in the opposite direction, again ignoring the flaggers request to stop.

After clearing the scene, I got in contact with PAUL RAZORE (C2) the President of

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SSC. I have contacted them before in reference to obtaining copies of their video camera surveillance of this intersection. PAUL RAZORE (C2) also advised that he was anticipating the call from us and already had the incident on a thumb drive for us. PAUL RAZORE (C2) then advised he would drop it off at the station. At approx. 1435 hours, I received the USB drive and viewed it on my computer. The video is from 2 different angles of the same intersection. Both clearly show the crossing arms lowering and the flaggers directing traffic along Roeder Ave. RICHARD LONSETH (V1) can be seen on the north side of Roeder Ave riding the wrong way and approaching F Street. RICHARD LONSETH (V1) can be seen ignoring the two crossing arms and red flashing lights and riding diagonally between them. As he is approx. half way across the train tracks, RICHARD LONSETH (V1) can be seen riding directly in front of the train and being struck by it. I have impounded this USB stick as evidence in this case.

This ended my involvement in this case.

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PROPERTY

Follow-Up Report 6 of 14 *Author:* **STEWART, SCOTT** *Rpt Date:* **Mar 26 2019 1:52PM** *Appvd:* **121**

Found / Seized

Article: **Computer Hardware/Software**

Serial #:

1st Color: Red

Recovered:

Impounded: Mar 26 2019 2:55PM

Brand: SANDISK

Model:

Value:

Owner:

License:

State:

Expires:

Description: SanDisk USB stick

Features:

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 7 of 14 *Author:* **KAISER, CHRISTOPHER** *Rpt Date:* **Mar 26 2019 8:25AM** *Appvd:* **189**

V1 LONSETH, RICHARD THOMAS *DOB:* Feb 2 1948 *Age:* 71 *Sex:* M *Race:* W
SSN: RCW 42.56.240.1 *Ht:* 600 *Wt:* 150
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* *Eyes:* BLU *Hair:* Unknown
Res Address: 5874 CEDAR PL, FERNDALE, WA 98248
Bus Address:
Res Phone: *Bus Phone:*
Cell Phone:
AKAs:
Features:

W1 PINTO-GONZALEZ, MCKENNA S *DOB:* Mar 29 1996 *Age:* 22 *Sex:* F *Race:* U
SSN: RCW 42.56.240.1 *Ht:* 507 *Wt:* 155
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BLU *Hair:*
Res Address: 3538 NORTHWEST 37, BELLINGHAM, WA 98225
Bus Address: , WA
Res Phone: (360) 510-2549 *Bus Phone:*
Cell Phone:
AKAs:
Features:

W2 FERRELL, BRENDA KAY *DOB:* Oct 30 1965 *Age:* 53 *Sex:* F *Race:* W
SSN: RCW 42.56.240.1 *Ht:* 507 *Wt:* 145
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BRO *Hair:* Brown
Res Address: 2526 MAYFLOWER LN, BELLINGHAM, WA 98226
Bus Address: 3857- A HANNEGAN RD, BELLINGHAM, WA
Res Phone: (360) 820-5211 *Bus Phone:* (360) 676-6272
Cell Phone: (360) 671-3578
AKAs:
Features:

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NARRATIVE

Follow-Up	Report 7 of 14	<i>Author:</i> KAISER, CHRISTOPHER	<i>Rpt Date:</i> Mar 26 2019 8:25AM	<i>Appvd:</i> 189
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BWC - KAISER

On 03-26-2019 I was assigned to Patrol Division as a Uniformed Officer. At approximately 0825 hours, Officers were dispatched to a bicycle versus train at F Street and Roeder Avenue. Dispatch advised that multiple reporting parties had been transferred to the Fire Department.

When I arrived, I was flagged down by an employee from COLACURCIO BROTHERS CONSTRUCTION (R2) who identified herself as MCKENNA PINTO-GONZALEZ (W1). MCKENNA PINTO-GONZALEZ (W1) advised that she was working for COLACURCIO BROTHERS CONSTRUCTION (R2) as a flagger when she saw a male riding his bike toward the railroad crossing at Roeder Avenue and F Street. MCKENNA PINTO-GONZALEZ (W1) advised that she recognized the male as someone they have been having difficulty with while they have been at this job site. MCKENNA PINTO-GONZALEZ (W1) said that the male has been repeatedly disregarding COLACURCIO BROTHERS CONSTRUCTION (R2) flaggers instructions and directions.

MCKENNA PINTO-GONZALEZ (W1) advised that today, the railroad crossing arms were down and functioning at this time. MCKENNA PINTO-GONZALEZ (W1) said that she saw the other flagger, later identified as BRENDA FERRELL (W2), use her stop sign to attempt to stop the male. The male disregarded her efforts and continued riding through the railroad crossing. MCKENNA PINTO-GONZALEZ (W1) said that she observed the male make contact with the train.

I talked with MCKENNA PINTO-GONZALEZ (W1) about getting a friend or family member to respond as support for her.

I introduced MCKENNA PINTO-GONZALEZ (W1) to Traffic Officer Bruland for further conversation.

I also spoke to another COLACURCIO BROTHERS CONSTRUCTION (R2), CATHY who oversees the flaggers. CATHY advised that she called on 03-15-2019 911 to report the male was disregarding flaggers. She advised that an Officer spoke to the male at that time. I was able to find case 19B14466 for further.

This concluded my involvement in this case.

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 8 of 14 *Author:* **SCANLON, MICHAEL** *Rpt Date:* **Mar 26 2019 8:25AM** *Appvd:* **189**

**R2 COLACURCIO BROTHERS
CONSTRUCTION,**

DOB:

Age:

Sex:

Race:

SSN: RCW 42.56.240.1

Ht:

Wt:

Drivers Lic.: RCW 42.56.240.1

Lic. St.:

Eyes:

Hair:

Res Address: , WA

Bus Address: 3287 H ST RD, BLAINE, WA 98230

Res Phone:

Bus Phone: 3324044

Cell Phone:

AKAs:

Features:

R3 NANSEN, PETER DIRK

DOB: Mar 16 1950

Age: 69

Sex: M

Race: W

SSN: RCW 42.56.240.1

Ht: 604

Wt: 210

Drivers Lic.: RCW 42.56.240.1

Lic. St.: WA

Eyes: BRO

Hair: Gray

Res Address: 3245 AGATE HEIGHTS RD, Bellingham, WA 98226-1732

Bus Address:

Res Phone:

Bus Phone:

Cell Phone: (360) 927-7967

AKAs:

Features:

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19B16873 COLLISION - FATAL

NARRATIVE

Follow-Up	Report 8 of	<i>Author:</i> SCANLON, MICHAEL	<i>Rpt Date:</i> Mar 26 2019 8:25AM	<i>Appvd:</i> 189
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14

BWC-Activated
NOK-Not contacted. No working numbers as of yet.

On 03-26-19, I responded along with several other units for a report of a "train vs bicyclist" accident. Upon my arrival I contacted BRENDA FERRELL (W2) who is a flagger for COLACURCIO BROTHERS CONSTRUCTION (R2) who is doing an extensive road repair job in the area, and has been for almost the last month.

I then asked BRENDA FERRELL (W2) if she was OK, and after she replied that she was, I then asked her to tell me what she had observed. She stated the following. She indicated that for as long as they have been on this job, they have had a problem with a guy they have named "yellow bike", and who today was identified as RICHARD LONSETH (V1).

BRENDA FERRELL (W2) stated that almost everyday, RICHARD LONSETH (V1) rides his bike through traffic, disregarding the flagger's and then either go through the intersection, or crosses the tracks, regardless if the arms are down or not. This happens so often that when someone sees him coming, they radio "here comes yellow bike" and they essentially shut down traffic so he doesn't get hit, even though he's not obeying the flagger's.

BRENDA FERRELL (W2) stated that today while flagging traffic, she saw RICHARD LONSETH (V1) coming from North to South on Roeder Ave, as always, disregarding traffic. She stated that she saw that the crossing arms for the train track were down, and it appeared that RICHARD LONSETH (V1) was heading in that direction. She watched as RICHARD LONSETH (V1) rode by her, at an oblique angle to the train and entered into the intersection that the train was about to cross, and she watched as he got struck and sucked under the train.

BRENDA FERRELL (W2) stated that she was yelling at RICHARD LONSETH (V1) to stop, and she clearly heard the train blowing their horn before the collision. When BRENDA FERRELL (W2) confirmed once again that she was OK, I advised her to call us back if she had anything further to add. She stated that she would do so.

Information that I learned from BRENDA FERRELL (W2) was then relayed to officers at the scene who were investigating the incident. Later this same morning I was asked to make NOK notification. It was learned that RICHARD LONSETH (V1) had a Guardian Ad Litem and that person was PETER NANSEN (R3) who is an attorney with an office last listed at 4160 Meridian #440. I responded to this location and saw that the whole fourth floor is rented out by Smith Gardens. They knew of no other tenants on said floor. I then called all the numbers associated with PETER NANSEN (R3) and found all of them to be out of order. I then called the house phone for PETER NANSEN (R3) and it too was no longer any good. I then called and left a message at the phone of Theresa Nansen, the wife of PETER NANSEN (R3) and asked that she call me back with some information on how I could get a hold of PETER NANSEN (R3) and why I needed to do so. I then asked that CA Sattarov look into his profile on line and try to find me a working number. Both numbers that she was able to locate were not to PETER NANSEN (R3).

It was later learned that all known family (Father, Mother & only brother) for RICHARD LONSETH (V1) have passed away. Unless something has been changed, PETER NANSEN (R3) is the only known person to be contacted and told about the death, given his legal position over RICHARD LONSETH (V1).

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As of right now (1342 hrs) no one has called me back and I have as of yet, not been able to contact anyone regarding the death of RICHARD LONSETH (V1).

Nothing follows.

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 9 of 14 *Author:* DERUITER, MICHAEL *Rpt Date:* Mar 26 2019 8:25AM *Appvd:* 225

C3 PARKE, TRAVIS KAY *DOB:* Jan 2 1992 *Age:* 27 *Sex:* M *Race:* W

SSN: RCW 42.56.240.1

Ht: 510

Wt: 175

Drivers Lic.: RCW 42.56.240.1

Lic. St: WA

Eyes: HAZ

Hair:

Res Address: 5858 SEMIAHMOO RD, BLAINE, WA 98230

Bus Address: 4816 OUTRIGGER LOOP, BLAINE, WA 98230

Res Phone:

Bus Phone: (360) 393-9964

Cell Phone:

AKAs:

Features:

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19B16873 COLLISION - FATAL

NARRATIVE

Follow-Up Report 9 of *Author:* DERUITER, MICHAEL *Rpt Date:* Mar 26 2019 8:25AM *Appvd:* 225
14

I responded to this bicycle v train collision at the F Street crossing and used my department issued Nikon D7100 camera for documentation.

Pictures 1 & 2 show the front end of this Amtrak train and capture the locomotives numbers. The crossing at F Street was still blocked by the following cars.

Pictures 3-5 show what was visible of the deceased, as seen in the gap between the front wheels and the front guard.

Pictures 6-9 show what was visible of the deceased and his bicycle, as seen between the first two wheels of the locomotive.

Pictures 10 & 11 show white paint that was used to mark the location of the front locomotive wheel.

Pictures 13-18 show what was visible of the deceased as seen from the opposite side of the locomotive.

After these photos I checked what was within reach of the deceased. I found a wallet in the front right pants pocket. The ID showed the individual as RICHARD LONSETH (V1).

Pictures 19 & 20 show that ID.

Pictures 21-24 show yellow paint transfer on a coupling at the very front of the locomotive. This transfer was thought to be from RICHARD LONSETH (V1)'s bicycle.

Pictures 25-27 show what appears to be a fresh gouge in the front guard.

Pictures 28-30 show a stocking cap that was found on top of a support for the front guard. The hat was later collected.

Pictures 31 & 32 are more images of the deceased as seen from the Roeder Street side of the train.

Pictures 33-39 show the F Street crossing as seen from the Roeder Street side.

Next, I documented items of evidence that were seen beneath the train. White spray paint had been used to mark railroad ties where evidence was seen.

Pictures 40-44 lead to a bicycle pedal that was seen close to the F Street crossing. This pedal was later collected.

Pictures 45-53 focus on what appeared to be fresh gouge marks in railroad ties between the tracks.

:Pictures 54-58 focus on what appeared to be jacket insulation.

Pictures 59-61 show the Holly Street side of the train and this side of the F Street crossing.

Pictures 62-66 show RICHARD LONSETH (V1) as he lay between the rails. After this I stood by while Fire Department personnel removed the body from under the locomotive.

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Pictures 67 & 68 show LONSETH's bicycle. This was impounded.

Pictures 69 & 70 the the deceased's face, which appeared to match the WA ID found earlier in his pocket. CSI Vodopich and I attempted a MorphID scan of RICHARD LONSETH (V1)'s index fingers but there was no Hit return. Later, I ran a criminal history for RICHARD LONSETH (V1) and found he had only been booked once, in 2007.

During the investigation, I kept the Medical Examiner informed. He assumed jurisdiction and the body was removed by TRAVIS PARKE (C3).

Picture 71 was downloaded out of order. It shows RICHARD LONSETH (V1) bicycle just before it was impounded.

Pictures 72 & 73 show the tracks after the train left.

Pictures 74 & 75 show what appears to be a piece of sock. This was in the area where RICHARD LONSETH (V1) lay under the locomotive. This was not collected.

Pictures 76 & 77 show what appears to be a collar tag from the inside of a shirt. This was not collected, either.

Pictures 78-82 show body tissue that was found along the west or Roeder Street side of the tracks. This was presumed to be from a significant injury to one of RICHARD LONSETH (V1)'s feet. This was later washed away by Bellingham Fire Department.

Pictures 83 & 84 show a glove, which was collected. LONSETH had a similar glove on one hand.

Pictures 85 & 86 show what appears to be a piece of jean material. This was collected.

Pictures 87 & 88 show what appears to be more jacket insulation wrapped around a spring. Several more similar springs were seen on the railroad ties. These turned out to be from the seat of LONSETH's bicycle. They were not collected.

Pictures 89-100 show what appear to be fresh gouge marks in various railroad ties.

Pictures 101 & 102 show the bike pedal, which was collected.

Pictures 103-110 show various marks to the pad of the F Street crossing.

Note that Officer Yoder and Horton used the UAS to document this scene as well. They flew low along the tracks after the train moved and captured images of the same items photodocumented above. The UAS footage should show distance relations between the various items and marks on the F Street pad.

No other photos were taken at the scene.

Pictures 111-113 show the contents of RICHARD LONSETH (V1)'s wallet. As seen in the photos, he had just over \$1400 in cash in his wallet.

Picture 114 shows the stocking cap from the front of the locomotive.

Picture 115 shows the bike pedal.

Picture 116 shows the glove and pieces of pant material.

Nothing further.

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PROPERTY

Follow-Up Report 9 of 14 Author: **DERUITER, MICHAEL** Rpt Date: **Mar 26 2019 8:25AM** Appvd: **225**

Found / Seized

Article: **Purses/Handbags/Wallets**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 1:23PM

Brand:

Model:

Value:

Owner: LONSETH, RICHARD THOMAS

License:

State:

Expires:

Description: Wallet with ID's & key

Features:

Found / Seized

Article: **Money (Legal and Counterfeit)**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 1:24PM

Brand:

Model:

Value:

Owner: LONSETH, RICHARD THOMAS

License:

State:

Expires:

Description: Cash from Wallet

Features:

Found / Seized

Article: **Clothes/Furs**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 1:34PM

Brand:

Model:

Value:

Owner:

License:

State:

Expires:

Description: Stocking Cap from front of Locomotive

Features: Lab Drying Cabinet

Found / Seized

Article: **Other Property (Veh Trailers, All Other Property)**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 1:37PM

Brand:

Model:

Value:

Owner: LONSETH, RICHARD THOMAS

License:

State:

Expires:

Description: Bike Pedal from Tracks

Features:

Found / Seized

Article: **Other Property (Veh Trailers, All Other Property)**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 1:40PM

Brand:

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Model: *Value:* *Owner:* LONSETH, RICHARD THOMAS
License: *State:* *Expires:*
Description: Glove and pieces of clothing from Tracks
Features: Lab Drying Cabinet

Found / Seized

Article: **Bicycles**

Serial #: *1st Color:* Yellow *Recovered:*
Impounded: Mar 26 2019 1:58PM
Brand: RALEIGH
Model: SPRITE 27 *Value:* *Owner:* LONSETH, RICHARD THOMAS
License: *State:* *Expires:*
Description: Bicycle - Damaged
Features:

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 10 of 14 Author: REED, TYLER Rpt Date: Mar 26 2019 8:45AM Appvd: 175

C1 BAILEY, BRETT CHRISTOPHER *DOB:* Sep 28 1972 *Age:* 46 *Sex:* M *Race:* W
SSN: RCW 42.56.240.1 *Ht:* 602 *Wt:* 285
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* GRN *Hair:* Bald
Res Address: 2800 CEDARWOOD AV, BELLINGHAM, WA 98225
Bus Address: 1001 ROEDER AV, BELLINGHAM, WA 98225
Res Phone: (360) 410-8616 *Bus Phone:* (360) 734-3490
Cell Phone:
AKAs:
Features:

R1 SANITARY SERVICE COMPANY , 1001 ROEDER AV SHOP *DOB:* *Age:* *Sex:* *Race:*
SSN: RCW 42.56.240.1 *Ht:* *Wt:*
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* *Eyes:* *Hair:*
Res Address: , WA
Bus Address: 1001 ROEDER AV , BELLINGHAM, WA 98225
Res Phone: *Bus Phone:* (360) 734-3490
Cell Phone:
AKAs: SSC
Features:

W3 TUTTLE, JOSEPH MCALLISTER *DOB:* Nov 16 1965 *Age:* 53 *Sex:* M *Race:* W
SSN: RCW 42.56.240.1 *Ht:* 509 *Wt:* 215
Drivers Lic.: RCW 42.56.240.1 *Lic. St:* WA *Eyes:* BRO *Hair:* Brown
Res Address: 5874 MADRONA DR, FERNDAL, WA 98248
Bus Address: 1001 ROEDER AV, BELLINGHAM, WA 98225
Res Phone: (360) 778-9388 *Bus Phone:*
Cell Phone: (360) 384-0574
AKAs:
Features:

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19B16873 COLLISION - FATAL

NARRATIVE

Follow-Up Report 12 of *Author:* **ORTEGA, HENRY** *Rpt Date:* **Mar 26 2019 11:28AM** *Appvd:* **121**
14

On 3-26-2019, at about 0825 hrs, I responded to the railroad crossing on Roeder and F St with the FARO equipment. I took 11 scans of this scene. Once the scans were complete I downloaded the data and impounded the memory card from the FARO.

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PROPERTY

Follow-Up Report 12 of 14 *Author:* ORTEGA, HENRY *Rpt Date:* Mar 26 2019 11:28AM *Appvd:* 121

Found / Seized

Article: **Computer Hardware/Software**

Serial #:

1st Color:

Recovered:

Impounded: Mar 26 2019 11:30AM

Brand: SAN DISK UNTRA

Model:

Value:

Owner:

License:

State:

Expires:

Description: SanDisk 16 GB data card

Features:

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19B16873 COLLISION - FATAL

ASSOCIATES

Follow-Up Report 14 of 14 *Author:* **BROWN, KENNETH** *Rpt Date:* **Sep 26 2019 12:30PM** *Appvd:* **189**

C6 MAXWELL, CINDY ORMISTON *DOB:* Dec 23 1960 *Age:* 58 *Sex:* F *Race:* W

SSN: RCW 42.56.240.1

Ht: 508

Wt: 160

Drivers Lic.: RCW 42.56.240.1

Lic. St: WA

Eyes: BRO

Hair:

Res Address: 2638 E SMITH RD, BELLINGHAM, WA 98226

Bus Address: , WA

Res Phone: (360) 592-2523

Bus Phone:

Cell Phone:

AKAs:

Features:

19B16873

FILED
COUNTY CLERK

2019 JUN 20 PM 1:59

WHATCOM COUNTY
WASHINGTON

SUPERIOR COURT OF THE STATE OF WASHINGTON FOR WHATCOM COUNTY

IN THE MATTER OF THE ESTATE OF

NO. 07-4-00144-5

RICHARD LONSETH,

LETTERS OF ADMINISTRATION

Deceased.

WHEREAS **RICHARD LONSETH** late of Whatcom County, Washington on the 28th day of March, 2019, died intestate, leaving at the time of death property in this State subject to administration;

NOW, THEREFORE, know all men by these presents, that we do hereby appoint **CINDY MAXWELL** Administratrix of the estate of said decedent, and hereby authorize the administration of said estate according to law.

WITNESS **Deborra E. Garrett**, Judge of said Superior Court and the seal of said Court hereto affixed this 14th day of June, 2019

County Clerk and Ex-Officio Clerk of the
Superior Court of Whatcom County, Washington

By *Amassery*, Deputy Clerk

CERTIFICATE

STATE OF WASHINGTON]
COUNTY OF WHATCOM] ss.

I, **DAVID L. REYNOLDS**, County Clerk and Clerk of the Superior Court of Whatcom County, do hereby certify that the above and foregoing is a true and correct copy of the Letters of Administration in the above entitled matter, and were on the 14th day of June, 2019, duly entered of record.

I further certify that said Letters are now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the Superior Court, this 20th day of June, 2019.

County Clerk and Ex-Officio Clerk of the
Superior Court of Whatcom County, Washington.

By *Amassery*, Deputy Clerk

[lrsadm.dot]

19B16873

RECEIVED

APR - 8 2019

BELLINGHAM
POLICE DEPARTMENT

NATIONAL RAILROAD PASSENGER CORPORATION
Law/Claims & General Counsel
Stephanie Pace, Senior Claims Specialist
245 Second Street, 2nd Floor, Oakland, California 94607
Tel: (510) 873-6152 Fax: (510) 433-5663
Stephanie.pace@amtrak.com



April 2, 2019

Bellingham Police Department
Attention: Records Division
505 Grand Avenue
Bellingham, WA 98225

RE: Report Number: B16873
Date of Incident: March 26, 2019
Location: F Street and Roeder Ave
Subject: Richard Thomas Lonseth
Our Incident No.: 158219

This letter serves as a request for a copy of the report for the above referenced case.

Amtrak is a United States Federal Government-subsidized passenger train system operating in 46 states. I understand the report fee will be waived for City, State, and Federal agencies. Please forward the report to the following:

Amtrak Law/Claims Department
Attn: Stephanie Pace
245 Second Street, 2nd Floor
Oakland, California 94607

Or the report can be emailed to: Stephanie.pace@amtrak.com

Thank you,

Stephanie Pace
Senior Claims Specialist
(510) 873-6152 Office
(510) 433-5663 Fax

4/8/19 Acknowledgement emailed. 4 wks per B. Nyhus. Kd/979

emailed 4/8/19 mb900



505 Grand Avenue, Bellingham, Washington 98225
Telephone: (360) 778-8800
Fax : (360) 778-8601 Administration Fax: (360) 778-8701 Records

Kelli Linville, Mayor
Clifford R. Cook, Chief of Police

Date: April 8, 2019

Requestor: Stephanie Pace/Amtrak-National Railroad Passenger Corp
Law/Claims & General Counsel

Dear Sir or Madam:

RE: Acknowledgement of PDR/ 19B16873

I am writing to inform you that the City has received your request and to provide a reasonable estimate of the time the City will need to respond to your request as required by RCW 42.56.520(3).

The City needs additional time to locate and assemble the records requested and to determine whether any of the requested records are exempt in whole or in part.

For these reasons, I estimate that the City will need approximately 4 weeks in order to respond to your request. Depending on the size of your request, the City may also exercise its right to provide the responsive records in installments as they become available or to request a deposit.

See RCW 42.56.080 and RCW 42.56.120.

Sincerely,

Erin Herschlip
Records Manager

K.Lattig/979 Per B Nyhus
Police Support Services Specialist

M/Records/forms/5DayAcknowledgment

19B16873

Request Number 19-11054

Contact Information

Requester * Greg Beam for BNSF Railway

Email * greg.beam@bnsf.com

Phone (425) 304-6661

Record Search Criteria

Subject * Incident report # 19 – B16873. Train vs bicyclist on 3/26/19 at F Street railway cro

Please indicate which department(s) is most likely to have the records requested.

- Department**
- Building Services (permits and plans)
 - City Attorney
 - City Council
 - Finance
 - Fire
 - Hearing Examiner
 - Human Resources
 - Information Technology
 - Library
 - Mayor's Office
 - Municipal Court
 - Museum
 - Parks and Recreation
 - Planning and Community Development
 - Police
 - Public Works
 - What-Comm (911 calls)

Please provide a detailed description of the identifiable record or class of records that you are requesting below. For a definition of "identifiable record," please review the Model Rules to the Public Records Act.

Request Details * Incident report # 19 – B16873. Train vs bicyclist on 3/26/19 at F Street railway crossing. Thank you.

Attachments  Add Attachment

*emailed 5/19/19
M69106*

<https://staff.cob.org/services/admin/Lists/publicrecords/EditForm.aspx?ID=11056&Source...> 4/25/2019

Records Format

How would you like to access records found using the records search criteria above?

- Email digital copy (pricing varies)
- Inspect in-person (no charge)
- Mail printed copy (\$0.15 per 8.5x11 page plus shipping and handling)
- Pick up a printed copy (\$0.15 per 8.5x11 page)
- Mail CD/DVD (\$3.50 - 10.00 per disk plus shipping and handling)

Notes:

- If you request records be mailed, please provide a mailing address below.
- If you request inspection in-person of records, then a City employee will contact you to schedule a mutually convenient time for an appointment.
- If fees apply, a City employee will contact you with the total amount due prior to fulfilling this request and your order will be processed once payment has been received in full.

Mailing Address (Only Needed if Requesting Records be Mailed)

Washington, United States

, Washington



Kelli Linville, Mayor
David Doll, Chief of Police
505 Grand Avenue, Bellingham, Washington 98225
Telephone: (360) 778-8800
Fax : (360) 778-8601 Administration
Fax: (360) 778-8701 Records

April 25, 2019

Requestor: Greag Beam

Dear Sir or Madam:

RE: Acknowledgement of PDR for 19B16873

I am writing to inform you that the City has received your request and to provide a reasonable estimate of the time the City will need to respond to your request as required by RCW 42.56.520(3).

The City needs additional time to locate and assemble the records requested and to determine whether any of the requested records are exempt in whole or in part.

For these reasons, I estimate that the City will need approximately 4 weeks in order to respond to your request. Depending on the size of your request, the City may also exercise its right to provide the responsive records in installments as they become available or to request a deposit.

If you are requesting a collision report you can obtain a copy directly through Buycrash.com. There is a fee but you receive a copy immediately. If you chose to go through Buycrash.com please advise this office so we can pull your initial request.

See RCW 42.56.080 and RCW 42.56.120.

Sincerely,

B. Nyhus/914
Records Supervisor

M/Records/forms/5DayAcknowledgment

19B16873 COLLISION - FATAL

DOCUMENT REDACTIONS

The following case documents have been redacted:

Document Date	Document Type	RCWcode	Exemption Code
3/26/2019	Teletypes	42.56.240.1	71
3/27/2019	Forensic	68.50.105.1	75
3/27/2019	Medical	68.50.105.1	75
4/5/2019	Forensic	68.50.105.1	75

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Incident History for: BP19000016873

Case Number: **19B16873**

Entered: **3/26/2019 8:25:00 AM**

Incident Op ID: **WC921**

Dispatched: **3/26/2019 8:26:00 AM**

Enroute: **3/26/2019 8:26:00 AM**

Dispatch Op ID: **WC967**

On Scene: **3/26/2019 8:28:00 AM**

Final Type:

Closed: **3/26/2019 5:35:00 PM**

Officer: **BP185**

Initial Type: **MVAPEC**

Disposition: **R**

Police Block: **BP5000**

Location: **W W HOLLY ST**

Name: **F**

Address: **F ST / W HOLLY ST**

Phone: **(360) 389-1851**

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Time	Operator	Type	Unit	Text
3/26/2019 8:26:00 AM	WC921	ENTRY		BICYCLIST STRUCK BY TRAIN / TRAIN IS STOPPED
3/26/2019 8:26:00 AM	WC921	CHANGE		Related Call:FIRE:BF19-4133
3/26/2019 8:26:00 AM	WC970	DISP	1P55	#BP185 WRIGHT, ALFREDO
3/26/2019 8:26:00 AM	WC970	DISPER	1P55	#BP185 WRIGHT, ALFREDO
3/26/2019 8:26:00 AM	WC970	DISPER	1P56	#BP201 ORTEGA, HENRY
3/26/2019 8:26:00 AM	WC970	DISP	1P56	#BP201 ORTEGA, HENRY
3/26/2019 8:26:00 AM	WC969	SUPP		BNSF IS ERNT
3/26/2019 8:26:00 AM	WC921	CHANGE		Comp.Name:CHANGED TO: F PSBY
3/26/2019 8:26:00 AM	WC921	CHANGE		Comp.Contact:CHANGED TO:A
3/26/2019 8:26:00 AM	WC921	CHANGE		Comp.adress:WA TO: F ST / W HOLLY ST BELLINGHAM WA
3/26/2019 8:26:00 AM	WC921	CHANGE		Comp.phone:CHANGED TO: 360 389-1851
3/26/2019 8:26:00 AM	WC921	SUPP		RP SAYS THE TRAIN WAS BLOWING ITS HORN
3/26/2019 8:27:00 AM	WC948	SUPP		DUPLICATE: BP19-16874: CALLER:HANNAH WITNESS MEISLAH, (H) (503)819-9362, AVAILABLE
3/26/2019 8:27:00 AM	WC948	CHANGE		Related Call:ADDED DUPLICATE:BP19-16874
3/26/2019 8:27:00 AM	WC730	CHANGE		Call type:UNABLE TO UPDATE FROM:MVAPEC TO:29D01D.INVALID CALL TYPE [29D01D].
3/26/2019 8:27:00 AM	WC970	DISPER	1P52	#BP227 STEWART, SCOTT
3/26/2019 8:27:00 AM	WC970	DISP	1P52	#BP227 STEWART, SCOTT
3/26/2019 8:27:00 AM	WC970	DISP	1P5	#BP233 KAISER, CHRISTOPHER
3/26/2019 8:27:00 AM	WC970	DISPER	1P2	#BP304 REED, TYLER
3/26/2019 8:27:00 AM	WC970	DISPER	1P5	#BP233 KAISER, CHRISTOPHER
3/26/2019 8:27:00 AM	WC970	DISP	1P2	#BP304 REED, TYLER
3/26/2019 8:28:00 AM	WC970	ONSCN	1P52	#BP227 STEWART, SCOTT
3/26/2019 8:28:00 AM	WC970	ONSCN	1P55	#BP185 WRIGHT, ALFREDO
3/26/2019 8:28:00 AM	WC970	DISP	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 8:28:00 AM	WC970	DISPER	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 8:30:00 AM	WC921	SUPP		DUPLICATE: BP19-16875: CALLER:CANDACE SSC EMP STAINBROOK, (H) (360)734-2051, AVAILABLE

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3/26/2019 8:30:00 AM	WC921	SUPP		DUPLICATE: BP19-16875: 2ND TO RP FROM EMP: BAILEY.BRETT AT 360 410 8616 / EMP CAN'T CALL 911 FROM THE SHOP, BUT WITNESSED TRIAN VS PED
3/26/2019 8:30:00 AM	WC921	CHANGE		Related Call:ADDED DUPLICATE:BP19-16875
3/26/2019 8:31:00 AM	WC970	DISP	1P50	#BP121 LANHAM, CARR
3/26/2019 8:31:00 AM	WC970	DISPER	1P50	#BP121 LANHAM, CARR
3/26/2019 8:31:00 AM	WC724	SUPP		BF4133:B1 BEST ACCESS EAST END OF TRAIN BLDG
3/26/2019 8:33:00 AM	BP233	ONSCN	1P5	#BP233 KAISER, CHRISTOPHER
3/26/2019 8:36:00 AM	WC970	ONSCN	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 8:36:00 AM	BP289	DISP	2P62	#BP289 LEIGHTON, BRYNN #BP248 HORTON, BENJAMIN
3/26/2019 8:36:00 AM	BP289	DISPER	2P62	#BP289 LEIGHTON, BRYNN #BP248 HORTON, BENJAMIN
3/26/2019 8:37:00 AM	WC970	SUPP		1P55 PUBLIC WORKS ADV
3/26/2019 8:39:00 AM	WC970	DISPER	K11	#BP172 DERUITER, MICHAEL
3/26/2019 8:39:00 AM	WC970	DISP	K11	#BP172 DERUITER, MICHAEL
3/26/2019 8:39:00 AM	WC970	ONSCN	K11	#BP172 DERUITER, MICHAEL
3/26/2019 8:44:00 AM	WC970	DISPER	K3	#BP256 YODER, JEFFERY
3/26/2019 8:44:00 AM	WC970	DISP	K3	#BP256 YODER, JEFFERY
3/26/2019 8:44:00 AM	WC970	ONSCN	K3	#BP256 YODER, JEFFERY
3/26/2019 8:45:00 AM	WC970	ONSCN	1P50	#BP121 LANHAM, CARR
3/26/2019 8:45:00 AM	WC970	ONSCN	1P2	#BP304 REED, TYLER
3/26/2019 8:45:00 AM	WC970	ONSCN	1P56	#BP201 ORTEGA, HENRY
3/26/2019 8:46:00 AM	WC970	DISP	1P71	#BP912 SHIEL, LANCE
3/26/2019 8:46:00 AM	WC970	DISPER	1P71	#BP912 SHIEL, LANCE
3/26/2019 8:46:00 AM	WC970	ONSCN	1P72	#BP946 KLEIN, BROOKE
3/26/2019 8:46:00 AM	WC970	ONSCN	1P71	#BP912 SHIEL, LANCE
3/26/2019 8:46:00 AM	WC970	DISP	1P72	#BP946 KLEIN, BROOKE
3/26/2019 8:46:00 AM	WC970	DISPER	1P72	#BP946 KLEIN, BROOKE

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3/26/2019 8:53:00 AM	WC970	SUPP		K3 UAV OPS
3/26/2019 8:58:00 AM	WC921	SUPP		PHN CONT /AMTRAK POLICE DETECTIVE STEVEN TRAVERS AT 206 819 8446
3/26/2019 9:07:00 AM	BP175	CLEAR	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 9:26:00 AM	WC969	SUPP		RELIEF CREW FOR THE TRAIN ENRT FROM SEATTLE
3/26/2019 9:30:00 AM	WC969	SUPP		VIDEO OF CRASH SAVED UNDER F-HOLLY 3 CAM
3/26/2019 9:34:00 AM	WC970	CLEAR	1P71	#BP912 SHIEL, LANCE
3/26/2019 9:39:00 AM	WC970	CLEAR	1P2	#BP304 REED, TYLER
3/26/2019 9:40:00 AM	WC970	CLEAR	1P5	#BP233 KAISER, CHRISTOPHER
3/26/2019 9:42:00 AM	WC970	ONSCN E	2P62	#BP289 LEIGHTON, BRYNN #BP248 HORTON, BENJAMIN
3/26/2019 9:50:00 AM	WC970	DISP	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 9:50:00 AM	WC970	ONSCN E	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 9:50:00 AM	WC970	DISPER	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 9:59:00 AM	BP175	ONSCN E	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 10:03:00 AM	BP121	CLEAR	1P50	#BP121 LANHAM, CARR
3/26/2019 10:22:00 AM	WC970	CLEAR	1P21	#BP175 SCANLON, MICHAEL
3/26/2019 10:32:00 AM	BP218	DISP	2P32	#BP218 VODOPICH, BERNARD
3/26/2019 10:32:00 AM	BP218	DISPER	2P32	#BP218 VODOPICH, BERNARD
3/26/2019 10:34:00 AM	BP218	ONSCN E	2P32	#BP218 VODOPICH, BERNARD
3/26/2019 11:04:00 AM	WC970	DISP	1P51	#BP245 BRULAND, DUSTIN
3/26/2019 11:04:00 AM	WC970	DISPER	1P51	#BP245 BRULAND, DUSTIN
3/26/2019 11:04:00 AM	WC970	ONSCN E	1P51	#BP245 BRULAND, DUSTIN
3/26/2019 11:37:00 AM	WC969	SUPP		TRAIN IS BEING MOVED
3/26/2019 11:41:00 AM	WC970	CLEAR	1P72	#BP946 KLEIN, BROOKE
3/26/2019 11:46:00 AM	WC970	CHANG E		Related Call:ADDED RELATED FROM :BP19-16915
3/26/2019 12:03:00 PM	WC970	CLEAR	K11	#BP172 DERUITER, MICHAEL
3/26/2019 12:06:00 PM	WC970	CLEAR	K3	#BP256 YODER, JEFFERY
3/26/2019 12:20:00 PM	BP218	CLEAR	2P32	#BP218 VODOPICH, BERNARD
3/26/2019 12:35:00 PM	BP289	CLEAR	2P62	#BP289 LEIGHTON, BRYNN #BP248 HORTON, BENJAMIN
3/26/2019 1:04:00 PM	WC970	CLEAR	1P51	#BP245 BRULAND, DUSTIN

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3/26/2019 1:21:00 PM	WC969	SUPP		MARK BUEHRER WITNESS AND AVAIL IF NEEDED,360-815-6476
3/26/2019 1:29:00 PM	WC970	CLEAR	1P56	#BP201 ORTEGA, HENRY
3/26/2019 3:03:00 PM	WC967	CLEAR	1P52	#BP227 STEWART, SCOTT
3/26/2019 5:35:00 PM	WC967	CHANG E		Call was CLEARED:
3/26/2019 5:35:00 PM	WC967	CHANG E		Reporting Officer:CHANGED TO:BPBP185
3/26/2019 5:35:00 PM	WC967	CHANG E		Cleared by:CHANGED TO:R
3/26/2019 5:35:00 PM	WC967	CLEAR	1P55	#BP185 WRIGHT, ALFREDO

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Statutory and Exemption References

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Statutory References

Reference	Description
42.56.240.1 & 71	<p>Effective Law Enforcement - Protection of Privacy</p> <p>Specific intelligence information and specific investigative records compiled by investigative, law enforcement, and penology agencies, and state agencies vested with the responsibility to discipline members of any profession, the nondisclosure of which is essential to effective law enforcement or for the protection of any person's right to privacy;</p>
68.50.105.1 & 75	<p>Autopsies Protected</p> <p>Autopsies, post mortems-Reports and records confidential.</p>
70.02.005.4 & 78	<p>Medical Records Held By Other Agencies Cannot Be Disclosed</p> <p>Persons other than health care providers obtain, use, and disclose health record information in many different contexts and for many different purposes. It is the public policy of this state that a patient's interest in the proper use and disclosure of the patient's health care information survives even when the information is held by persons other than health care providers.</p>