



# Rail Incident Investigation Report

Docket No: TR- <input type="text" value="190622"/>	Report Date: <input type="text" value="9/9/2020"/>
Railroad Owning Track: <input type="text" value="BNSF Railroad Co."/>	Railroad Operating on Track: <input type="text" value="Amtrak"/>
FRA Investigation: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Inspector: <input type="text" value="Thomas Metcalf"/>
<b>I. Type of Accident</b>	
Public Crossing <input type="checkbox"/>	Private Crossing <input type="checkbox"/>
Trestle <input type="checkbox"/>	Pedestrian at Crossing <input type="checkbox"/>
Pedestrian Not at Crossing <input checked="" type="checkbox"/> Other (explain) <input type="checkbox"/> <input type="text"/>	
<b>II. Time and Location of Accident</b>	
Date: <input type="text" value="7/23/2019"/>	Time: <input type="text" value="7:50 am"/>
USDOT Crossing No.: <input type="text" value="N/A"/>	UTC Crossing No.: <input type="text" value="N/A"/>
Railroad Milepost: <input type="text" value="16.9X"/>	GPS Identifier: Lat: <input type="text" value="47.379268"/> Lon: <input type="text" value="-122.233097"/>
Number of Tracks: <input type="text" value="Two"/>	City: <input type="text" value="Kent"/> County: <input type="text" value="King"/>
Road name, yard name, bridge: <input type="text" value="N/A"/>	
<b>III. Conditions Surrounding the Accident</b>	
Weather: Clear to cloudy <input checked="" type="checkbox"/> Fog <input type="checkbox"/> Rain <input type="checkbox"/> Snow <input type="checkbox"/>	
Road Condition: Dry <input checked="" type="checkbox"/> Wet <input type="checkbox"/> Snow <input type="checkbox"/> Ice <input type="checkbox"/>	
Visibility Due to Weather: Daylight <input checked="" type="checkbox"/> Darkness <input type="checkbox"/> Unknown <input type="checkbox"/>	
Train Type: Freight <input type="checkbox"/> Passenger <input checked="" type="checkbox"/> Locomotive only <input type="checkbox"/> Cars only <input type="checkbox"/>	Train Speed: <input type="text" value="79"/>
Haz-Mat on Train: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>	Remote Control: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/>
Type of Haz-Mat: <input type="text"/>	
<b>IV. Pedestrian, Driver, or Passenger Fatalities</b> Does this section apply? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Number of Fatalities: <input type="text" value="One"/>	f a vehicle accident, number of passengers: <input type="text" value="N/A"/>
Name: <input type="text" value="Lopez Torres, Xavier Alejandro"/>	
Driver: <input type="checkbox"/> Passenger <input type="checkbox"/> Pedestrian <input checked="" type="checkbox"/>	Age: <input type="text" value="20"/> Gender: Male <input checked="" type="checkbox"/> Female <input type="checkbox"/> non-binary <input type="checkbox"/>
Pedestrian trying to get on/off train? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Suicide: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Undetermined <input type="checkbox"/>	
Alcohol: Yes <input type="checkbox"/> No <input type="checkbox"/> Undetermined <input checked="" type="checkbox"/>	Information supplied by: <input type="text"/>
Drugs: Yes <input type="checkbox"/> No <input type="checkbox"/> Undetermined <input checked="" type="checkbox"/>	Information supplied by: <input type="text"/>
Names of additional fatalities: <input type="text"/>	

Docket No: TR- 190622

**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): \_\_\_\_\_

**IX. Comments**

**Event Summary:**

Xavier Alejandro Lopez Torres was walking along the railroad tracks when the crew operating a southbound Amtrak train indicated they saw him and began sounding the horn. Mr. Lopez Torres did not move or acknowledge the train horn. The train crew applied the emergency brakes in an attempt to stop prior to striking him near milepost 16.9X, north of Willis Street and south of Gowe Street in Kent, Washington.

**Site Description:**

According to the police report, the incident took place north of Willis Street and south of Gowe Street in Kent, Washington. The main line railroad tracks runs north and south on tangent track with an abundance of sight distance in both directions. This section of track runs through a populated area and is located between commercial and residential buildings.

**Inspector Recommendations:**

A trespass prevention on-site evaluation has already been performed by UTC staff, see assignment 2020-1107.  
No additional recommendations.

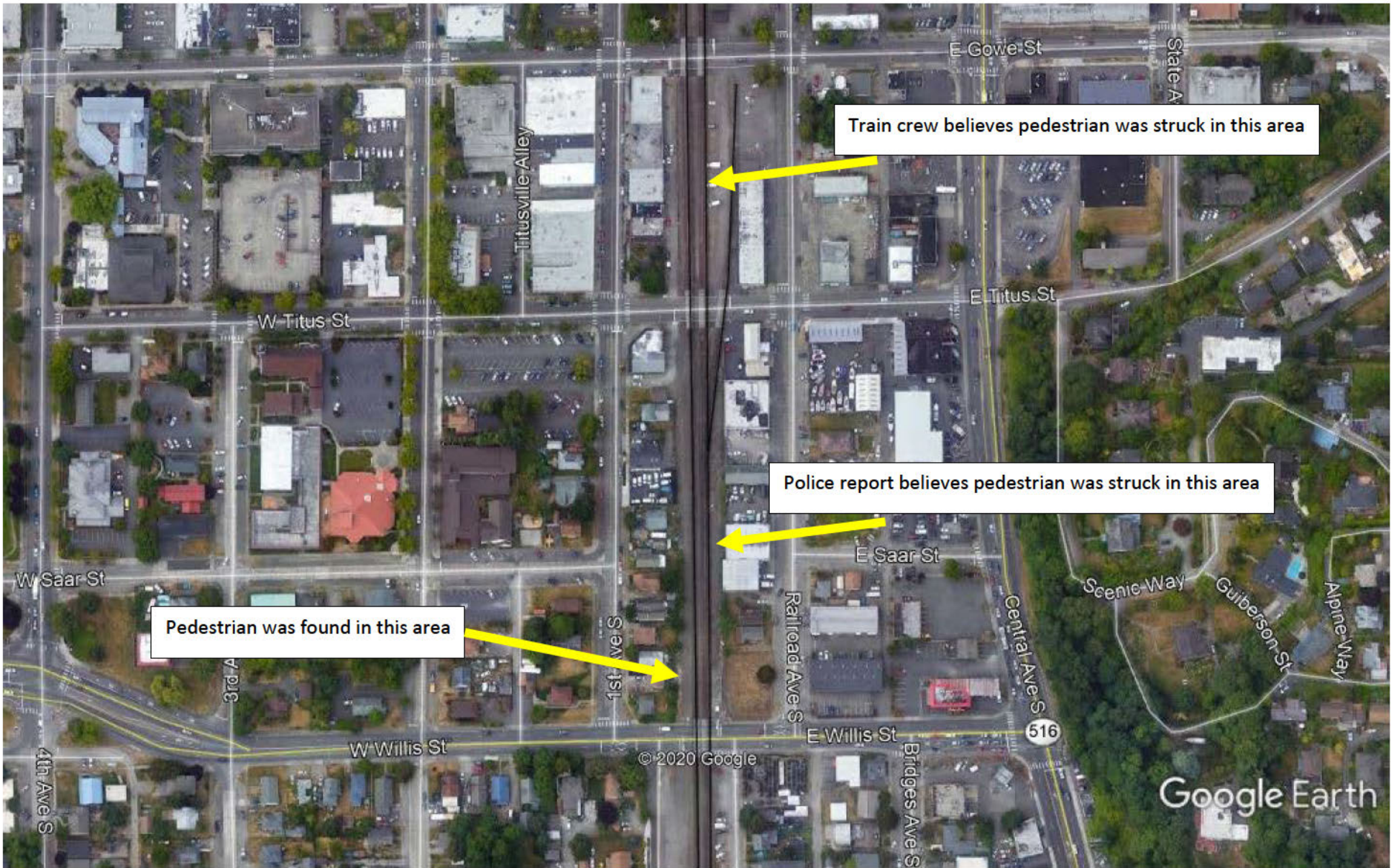
Docket No: TR-190622

**Rail Safety Supervisor Comments/Sign Off:**

Reviewed and approved 9/29/2020 - EE

**Director of Transportation Safety Comments/Sign Off:**

Reviewed and approved to close 9/30/2020 - KH



**Train crew believes pedestrian was struck in this area**

**Police report believes pedestrian was struck in this area**

**Pedestrian was found in this area**

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Google Earth

At West Willis St. looking north.

Pedestrian was found in this general area.



At West Willis St. looking south.



**From:** [Service, Interruption Desk](#)  
**To:** [OPR DL \(SI Desk Use ONLY\) Cargorelated](#); [OPR DL \(SI Desk Use ONLY\) North Region Incident](#); [Morehouse, Craig](#); [Moyer, Jason](#); [Clark, Daniel P](#); [Wessler, Richard W](#); [Noel, Tamara T](#); [Huston, Scott T](#); [Melonas, Gus S](#); [Wallace, Courtney](#)  
**Cc:** [UTC DL WUTC Rail Reporting](#); [Halstead, Lori \(UTC\)](#)  
**Subject:** 072319 - A 501 1 23A - Trespasser - Seattle Subdivision  
**Date:** Tuesday, July 23, 2019 12:15:43 PM

**BNSF Fort Worth – Network Operations Center – INCIDENT REPORT**

<b>Date:</b> 07-23-19		<b>Time:</b> 0950CT		<b>MP:</b> 16.9x		<b>D-Code:</b> 197177	
<b>Time &amp; Date Last Revised:</b>		<b>Divn:</b> Northwest		<b>Subdivision:</b> Seattle		<b>State:</b> WA	
<b>Line Segment:</b>		<b>County:</b> King		<b>Nearest Station:</b> Auburn, WA		<b>Nearest Major Terminal (distance/direction):</b> Tacoma, WA	
<b>Weather Conditions (Temp, wind, precipitation):</b>		60°, Winds Calm, Overcast					

<b>Injuries or Fatalities?</b>	1 trespasser fatality	<b>Employee?</b>	
<b>Name:</b>		<b>Craft:</b>	

<b>Symbol:</b>	A 501 1 23A	<b>If Yard Job, is it Remote Control Operation?</b>	
<b>Lead Locos:</b>	AMTK 90250 WDTX 1404	<b>L-E-T-F:</b>	14-0-400-537'
<b>DP Locos:</b>		<b>Direction:</b>	Southbound
<b>Conductor:</b>	JM Huntington	<b>Engineer:</b>	M Fowler
<b>Prior Rest</b>		<b>Prior Rest</b>	
<b>On Duty Time/Date:</b>	0555PT/23	<b>Origin/Destination:</b>	
<b>Crew Interviewed by:</b>			
<b>Event Recorder/Camera:</b>			

Locomotives <a href="#">video equipped?</a>									
Lead Locom	Y/N	Y/N	Y/N	Y/N	Y/N	Y/N	Y/N	Y/N	Y/N
AMTK 90250		WDTX 1407							

<b>Crossing Name:</b>	Not at a crossing	<b>DOT:</b>	
<b>Equipped with:</b>		<b>Functioning?</b>	
<b>Vehicle Direction:</b>		<b>Vehicle Description:</b>	
<b>Law Enforcement Agency:</b>		<b>Citations?</b>	

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

Derailed Locomotives / Cars:				
Init. Number:	Line:	Position (upright?):	Contents:	Disposition:

<b>Heavy equipment ordered:</b>				
<b>Equip. ETA:</b>		<b>Equipment Arrived:</b>		<b>Equipment Released:</b>
<b>Main Blocked?</b>	Yes	<b>Estimated Reopen:</b>		<b>Actual Reopen:</b> 1241CT

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

\$	<b>Contractor Expense</b>	Rerailing & clearing expenses only. Do not include environmental cleanup, air monitoring, etc.
\$	<b>Estimated Lading Recovery Costs</b>	Source is usually Damage Prevention/LARS. This figure includes trucking charges and site remediation charges.
\$	<b>Prelim. Lading Loss Estimates</b>	Railcar/Trailer/Container <b>Contents ONLY</b>
	<b>Trailer/Container Damages</b>	Excludes contents.



			(Mktg-Equip Mtce Team - Ev ta Murdock)
\$	0	<b>Not FRA Reportable Subtotal</b>	
\$	0	<b>Estimated Grand Total</b> (FRA Reportable Subtotal + Not FRA Reportable Subtotal)	

<b>Cause Code:</b>		<b>Description:</b>	
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**Brief Narrative of Incident:**  
 At approximately 0950CT, A 501 1 23A reported striking a trespasser at MP 16.9 (Willis) on the Seattle Subdivision.  
 1105CT - The pedestrian strike is a confirmed fatality. Information at this time is that it DID NOT occur at a crossing.  
 1113CT - Main Track 2 is open for restricted speed. Local authorities are clear of the track.  
 Closeout:  
 1241CT - Tracks released. The trespasser strike is a confirmed fatality.

<b>Post Accident Testing (FRA):</b>		
<b>Did this incident meet FRA Post Accident Testing criteria?</b>	No	
<b>Contact MEH Dept at:</b> (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.		
<b>Does the NOC GDT agree with the above analysis?</b>	Yes	
<b>Craft being Post Accident Tested:</b>		

<b>Notifications:</b>																							
<b>Time:</b>	<b>Entity:</b>	<b>Person Notified:</b>	<b>Reminders:</b>																				
0950CT	<b>Service Interruption:</b>	DS 75 notified DAW	<b>Include who notified SID.</b>																				
0954CT	<b>Resource Operations:</b>	Veronica Garcia																					
	<b>OPR DL Cargorelated</b>	Copy of this report	<b>Copy of this report</b>																				
	<b>DTM/Terminal Manager:</b>	Alan Davis	<b>Get ETA, check Cell number.</b>																				
	<b>RFE:</b>		<b>Get ETA, check Cell number.</b>																				
	<b>Signal Desk:</b>		<b>817-593-5998</b>																				
	<b>MOW Desk:</b>		<b>817-593-6823 Option 1</b>																				
	<b>Mechanical Desk:</b>		<b>817-593-9128</b>																				
0957CT	<b>NOC GDT:</b>	Luke Johnson																					
	<b>Div. General Manager:</b>	Craig Morehouse - copy of this report																					
	<b>Div. GDT:</b>	Jason Moyer - copy of this report																					
	<b>Corridor Supt:</b>	Daniel Clark - copy of this report																					
	<b>Div. Sup Ops / Term Sup:</b>																						
	<b>MDPR</b>	Copy of this report	<b>817-352-1312</b>																				
0952CT	<b>Passenger Service:</b>	Claire Held	<b>Email report to Rich Wessler and Tamara Noel.</b>																				
	<b>Superintendent Safety and Operating Practices</b>	Scott Huston - copy of this report	<table border="0"> <tr> <td>California</td> <td>Coleman, Herbert T</td> </tr> <tr> <td>Chicago</td> <td>Wazny, William A</td> </tr> <tr> <td>Red River</td> <td>Cleveland, Scott M</td> </tr> <tr> <td>Kansas</td> <td>Valencia, Randy J</td> </tr> <tr> <td>Montana</td> <td>Boggs, Landon S.</td> </tr> <tr> <td>Heartland</td> <td>Musgrove, Chris E</td> </tr> <tr> <td>Northwest</td> <td>Huston, Scott T</td> </tr> <tr> <td>Powder River</td> <td>Hein, Joshua B</td> </tr> <tr> <td>Southwest</td> <td>Strot, Benjamin K.</td> </tr> <tr> <td>Twin Cities</td> <td>Lund, Michael E</td> </tr> </table>	California	Coleman, Herbert T	Chicago	Wazny, William A	Red River	Cleveland, Scott M	Kansas	Valencia, Randy J	Montana	Boggs, Landon S.	Heartland	Musgrove, Chris E	Northwest	Huston, Scott T	Powder River	Hein, Joshua B	Southwest	Strot, Benjamin K.	Twin Cities	Lund, Michael E
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Twin Cities	Lund, Michael E																						
	<b>The following group list is for the following departments:</b>  <b>Safety, Law, Rules, Workforce Management, Rules and field Support, Corporate</b>		<b>Page for the following events:</b> <b>Major derailments or train collisions which are expected to exceed 16 hours or \$1,000,000 in damages, 4-8 hour range after the 1<sup>st</sup> conference call.</b>  <b>Derailments or collisions with</b>																				

	<p>Relations, Government Affairs, and Evidence Preservation</p> <p>Major event group page list (Not MIP) Also page Region VP.</p> <p>(It is located with the SID Locomotive group lists)</p>		<p>evacuations, explosions, or involving crude oil trains.</p> <p>Major Hazardous Incidents</p> <p>Employee Fatalities, life threatening injuries, or amputations.</p> <p>Add "Preliminary Report" to the subject line.</p>
	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		Call Emergency Number listed on the Waybill whenever a HAZ MAT car is involved in a derailment or damaged; whether leaking or not.
	CanuTec (Canada) 888-226-8832 or 613-996-6666		Run TSS: WBCOPY & HAZ & EXCR
1120CT	<p>NRC: 800 - 424 - 8802 (Initial SID Analysis)</p> <p>Examples for notifying: Passenger Train/Route \$150,000 incident Employee/Contractor Fatality</p>	Petty Officer Hattaway - Report #1252912	Obtain their Report Number and name of person who took the report.
0956CT	State:	Earl - Report # 192566	
		Email Report to: WUTCRailReporting@utc.wa.gov and Lori.Halstead@utc.wa.gov	
	California - CUPA		
	Foreign Railroad:		
	Page "Go Team"		If appropriate notify Mark Schulze.
	State Corporate Relations:	Gus Melonas / Courtney Wallace - copy of this report	<p>Copy of this report:</p> <p><b>Maia LaSalle:</b> MT, WY <b>Jeanelle Davis:</b> AL, AR, LA, MS, TN, TX <b>Lena Kent:</b> AZ, CA, TX, LA, MS, AR, AL, TN <b>Amy McBeth:</b> MB, MN, ND, SD, WI <b>Joe Sloan:</b> CO, OK, NM, UT, NV <b>Gus Melonas/Courtney Wallace:</b> BC, ID, OR, WA <b>Andy Williams:</b> KS, MO, NE, IL, KY, IA</p>
	Energy Desk:		<p>Notify the Energy Desk of crude oil train derailments: OPR DL Energy Desk managers 817-867-0021</p>

**From:** [State Emergency Operations Officer \(ML\)](#)  
**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:** BNSF Amtrak vs Trespasser Report: 23 July 2019  
**Date:** Tuesday, July 23, 2019 8:19:16 AM

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Name of the Railroad(s) involved: Amtrak

Reporting Party Name, Position and Contact Number: Deborah, BNSF Service Interruptions, 800-832-5452

Time and Date Called in to the State EOC: 23 July, 0755 Pacific

Time and Date BNSF was notified of the Event: 23 July 2019, 0750 Pacific

Mile post and/or Address of Event: Seattle Sub, M.P. 16.9X

Circumstances of the Incident: Amtrak train struck a trespasser. No other details known at time of report.

Number of Injuries and/or Fatalities: Unknown at time of report.

Type of Rail Cars Involved (tank, hopper, box, flat, etc.): Amtrak passenger train

Type and Amount of HAZMAT spilled: None

Any Additional Details That Will Assist in Identifying the Necessary Response: None

Name and Phone Local POC: None

Railroad Incident Number: None

State EOC Incident Number: 19-2566

**State Emergency Operations Officer/ERD**  
**Washington State Emergency Management Division**

19-10431

Supplement No  
ORIG

## KENT POLICE DEPARTMENT CASE REPORT



220 4th Avenue South  
Kent, WA 98032-5895  
Phone: (253) 856-5800  
Fax: (253) 856-6800

Reported Date  
**07/23/2019**  
Crime/Incident  
**ACCIDENT (N)**  
Member#/Dept D#  
**CLAY, KE**

Phone

Fax

## Administrative Information

Agency <b>KENT POLICE DEPARTMENT CASE REPORT</b>				Case No <b>19-10431</b>		Supplement No <b>ORIG</b>		Reported Date <b>07/23/2019</b>		Reported Time <b>07:58</b>			
CAD Call No <b>KP190054692</b>			Status <b>CLOSED / LEADS EXHAUSTED</b>			Crime/Incident <b>ACCIDENT (NON AUTO)</b>							
Location <b>1 AV S/W WILLIS ST</b>									City <b>KENT</b>				
Rep Dist <b>235</b>		NTZ <b>KP</b>	Beat <b>5</b>	From Date <b>07/23/2019</b>		From Time <b>07:46</b>	To Date <b>07/23/2019</b>		To Time <b>07:58</b>				
Member#/Dept ID# <b>178063/CLAY, KE</b>						Assignment <b>TRAFFIC</b>		Entered By <b>178063</b>		RMS Transfer <b>Successful</b>			
Prop Trans Stat <b>Successful</b>			Approving Officer <b>176431</b>			Approval Date <b>07/23/2019</b>		Approval Time <b>12:28:30</b>					
# Offenses <b>1</b>	Offense <b>INDUSTRIAL ACCIDENT (N)</b>					Description <b>INDUSTRIAL ACCIDENT</b>			Complaint Type	AC	Use	Bias	Loc
#Pr	MOE	Act	Weapon/Force		BRS	No	Cargo Theft?	Dom Viol?					

## Person Summary

Invl <b>DEC</b>	Invl No <b>1</b>	Type <b>I</b>	Name <b>LOPEZ TORRES, XAVIER ALEJANDRO</b>							MNI <b>974314</b>
Race <b>W</b>	Sex <b>M</b>	DOB <b>07/10/1999</b>								
Invl <b>VMB</b>	Invl No <b>1</b>	Type <b>B</b>	Name <b>AMTRAK</b>							MNI <b>743347</b>
Race	Sex	DOB								
Invl <b>WIT</b>	Invl No <b>1</b>	Type <b>I</b>	Name <b>FOWLER, MARCUS LAMONT</b>							MNI <b>979343</b>
Race	Sex <b>M</b>	DOB <b>12/17/1970</b>								
Invl <b>WIT</b>	Invl No <b>1</b>	Type <b>I</b>	Name <b>HUNTINGTON, JAMES MAILAND</b>							MNI <b>979345</b>
Race	Sex <b>M</b>	DOB <b>01/31/1956</b>								

## Property Summary

Involvement <b>VER</b>	
Description <b>Article: Other (none of the above, includes Money) PHOTOS VERIPIC/Photos of scene/deceased</b>	

Report Officer  
**178063/CLAY, KE**

Printed At  
**08/13/2020 11:44**

Page 1 of 3

**KENT POLICE DEPARTMENT CASE REPORT****DECEASED 1: LOPEZ TORRES,XAVIER ALEJANDRO**

Involvement	Invl No	Type						MNI	Race	Sex
DECEASED	1	Individual/Person						974314	WHITE	Male
Name							LOPEZ TORRES,XAVIER ALEJANDRO			
DOB	Age	Juvenile?	Height	Weight	Hair Color	Eye Color	PRN			
07/10/1999	20	No	5'07"	180#	BLACK	BROWN	1672722			
Type	Address									
Home	519 N 105TH ST #2									
City		State		Z P Code		Date				
SEATTLE		WASHINGTON		98133-9200		07/23/2019				
Type	ID No				OLS					
OPERATOR LICENSE	4b				WASHINGTON					

**VICTIM BUSINESS/GOVT/RELIG/FINANCIAL 1: AMTRAK**

Involvement	Invl No	Type								
VICTIM BUSINESS/GOVT/RELIG/FINANCIAL	1	Business (VMB)								
Name							MNI	PRN		
AMTRAK							743347	1672723		

**WITNESS 1: FOWLER,MARCUS LAMONT**

Involvement	Invl No	Type								
WITNESS	1	Individual/Person								
Name							MNI	Sex		
FOWLER,MARCUS LAMONT							979343	Male		
DOB	Age	Juvenile?	Height	Weight	Eye Color	PRN				
12/17/1970	48	No	5'08"	185#	BROWN	1672724				
Type	Address									
Home	4461 LINDEN AVE N #301									
City		State		Z P Code		Date				
SEATTLE		WASHINGTON		98103-7523		07/23/2019				
Type	ID No				OLS					
OPERATOR LICENSE	4b				WASHINGTON					
Phone Type	Phone No			Date						
CELL	(206) 255-0076			07/23/2019						

**WITNESS 1: HUNTINGTON,JAMES MAILAND**

Involvement	Invl No	Type								
WITNESS	1	Individual/Person								
Name							MNI	Sex		
HUNTINGTON, JAMES MAILAND							979345	Male		
DOB	Age	Juvenile?	Height	Weight	Eye Color	PRN				
01/31/1956	63	No	6'00"	208#	BLUE	1672725				
Type	Address									
Additional	360 N HOLGATE									
City		State		Date						
SEATTLE		WASHINGTON		07/23/2019						
Type	Address									
Home	2309 E 3 AV									
City		State		Z P Code		Date				
PORT ANGELES		WASHINGTON		98362-9011		07/23/2019				
Type	ID No				OLS					
OPERATOR LICENSE	4b				WASHINGTON					
Phone Type	Phone No			Date						
CELL	(360) 335-4455			07/23/2019						

**Property**

Prop #	Involvement	Invl Date	In Custody?	Security						
1	VERIPIC	07/23/2019	No	No						
Description							Typ			
VERIPIC/Photos of scene/deceased							A			
Cat					Article	IBRS Type	Entered Date			
Other (none of the above, includes Money)					Photographs	Other	07/23/2019			
Entered Time	RMS Transfer	Control								
12:21	Successful	97312 0728191441								

**Narrative**

On 7/23/2019 I was dispatched to a train vs. pedestrian collision at the BNSF (Burlington Northern-Santa Fe) train

Report Officer	Printed At	Page
178063/CLAY, KE	08/13/2020 11:44	2 of 3

**KENT POLICE DEPARTMENT CASE REPORT****Narrative**

tracks and S 259th St.

I arrived to find Amtrak train #501 facing SB on track #1 (west). The train was stopped between W Willis St and S 259th St. I know Amtrak trains typically run 70-80 mph through the city, so I estimated if there was a pedestrian struck, he would have been most likely hit north of W Willis St.

I was conducting an area check when Sgt. Bishop advised dispatch he had found the pedestrian, and he was obviously deceased. I arrived to Sgt. Bishop's location, west of the tracks just north of W Willis St. I agreed with Sgt. Bishop's summation, the pedestrian was obviously deceased to his grievous injuries. Another KPD officer arrived, then used an AFIS scanner to determine the identification of the deceased. His name was (DEC) Xavier Alejandro Lopez Torres.

I began inspecting the scene surrounding the deceased. I found where it appeared the pedestrian had been thrown from the front of the train after being struck and carried. I marked the area with orange spray paint. I also noted the deceased had no shoes on his feet. A short distance to the north I located two shoes which appeared to be the approximate size that would fit the deceased. I also located a white hat to the north of the shoes, which appeared to have blood and biological material on it, which I would expect with the massive head trauma the deceased had.

I used the KPD Inspire 2 UAV to take aerial photographs of the scene. I also took photographs with my department issued iPhone.

The King County Medical Examiner's Office sent out a Forensic Medicolegal Death Investigator (Dave Delgado) to the scene. He provided M.E. #19-1557 as the KCMEO's case number. I assisted him with collecting the deceased and placing him in his vehicle.

A BNSF police officer (Tyler) arrived early in the call. He stated he was able to view some surveillance video from a local business. He stated it appeared the deceased was walking SB along the tracks. The train was blowing it's horn, the deceased looked over his shoulder, then walked closer to the tracks, more in front of the train. This indicates to me the deceased intended to commit suicide by the purposeful act of being in front of a moving train.

The Amtrak officials on scene advised me the train involved (engine #90250), #501 had departed Seattle at 0725 bound for Portland. According to the video on the train, the collision occurred at 0746. The train was 537' (total length with engine and cars), and weighed approximately 400 tons. The train consisted of 14 cars and one engine.

The train engineer, (WIT) Marcus L. Fowler, and conductor, (WIT) James M. Huntington, both stated they saw the deceased next to the tracks. They were blowing the trains horn to warn him, but never saw he acknowledged there was a train coming. They stated approximately 500' from the deceased they activated the emergency brakes, but still hit the deceased at approximately 79 mph.

Both the conductor and engineer stated the believe the deceased was struck between W Gowe St and W Titus St. The distance from the deceased final location to where they believe he was struck was 1200'. I was unable to determine a point of impact via evidence. The Amtrak video or local surveillance video would assist in locating the point of impact.

This incident occurred in the City of Kent, Washington.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

K. Clay #178063

Dated July 23, 2019, in the City of Kent, Washington.

**19-10431**Supplement No  
**0001****KENT POLICE DEPARTMENT CASE REPORT**
 220 4th Avenue South  
 Kent, WA 98032-5895  
 Phone: (253) 856-5800  
 Fax: (253) 856-6800

 Reported Date  
**07/23/2019**  
 Crime/Incident  
**ACCIDENT (N)**  
 Member#/Dept D#  
**JORGENSEN , PM**

Phone

Fax

**Administrative Information**

Agency <b>KENT POLICE DEPARTMENT CASE REPORT</b>		Case No <b>19-10431</b>	Supplement No <b>0001</b>	Reported Date <b>07/23/2019</b>	Reported Time <b>11:10</b>
Crime/Incident <b>ACCIDENT (NON AUTO)</b>		Member#/Dept ID# <b>93295/JORGENSEN , PM</b>			
Assignment <b>PATROL DAY 2</b>	Entered By <b>93295</b>	Assignment <b>PATROL DAY 2</b>	RMS Transfer <b>Successful</b>	Prop Trans Stat <b>Successful</b>	
Approving Officer <b>46245</b>	Approval Date <b>07/24/2019</b>		Approval Time <b>11:19:45</b>		

**Narrative**

On July 23, 2019 at around 0800 I was dispatched with other units for a report of a train versus pedestrian at W. Willis St and Railroad Ave S in the city of Kent, county of King, state of Washington. The train involved was an Amtrak train operating on BNSF RR tracks.

I arrived on location and assisted in locating the victim, who was found deceased just west of the BNSF RR tracks and just north of W Willis St.

I then met with the Conductor of the train HUNTINGTON, JAMES M. HUNTINGTON stated that he was the person in overall control of the train and that he did not see anything. He then directed me to the Engineer for the train.

I moved down to the train which was stopped just north of S 259th St. The Engineer was FOWLER, MARCUS L. FOWLER stated that he was on a route from Seattle to Portland that departed Seattle at 0725 hours. The Amtrak train was identified as Engine 90250, Train 501. It had 14 cars and 1 locomotive.

He stated that he saw the victim walking along the tracks on the west side of the rails. FOWLER activated his whistle multiple times as he approached the victim and the victim never turned or flinched. FOWLER stated that at about 500 feet away he activated his emergency stop. The speed of the train at impact with the victim was 79-80 mph.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

Phillip Jorgensen

Dated this 23 day of July, 2019 , in the City of Kent, Washington.

**KENT POLICE DEPARTMENT CASE REPORT**

220 4th Avenue South  
Kent, WA 98032-5895  
Phone: (253) 856-5800  
Fax: (253) 856-6800

Reported Date  
**07/25/2019**  
Crime/Incident  
**SUICIDE (N)**  
Member#/Dept D#  
**BISHOP, JA**

Phone

Fax

**Administrative Information**

Agency <b>KENT POLICE DEPARTMENT CASE REPORT</b>	Case No <b>19-10431</b>	Supplement No <b>0002</b>	Reported Date <b>07/25/2019</b>	Reported Time <b>09:52</b>
Crime/Incident <b>SUICIDE</b>	Member#/Dept ID# <b>176431/BISHOP, JA</b>			Assignment <b>TRAFFIC</b>
Entered By <b>176431</b>	Assignment <b>TRAFFIC</b>	RMS Transfer <b>Supplement Transfer Complete</b>	Prop Trans Stat <b>Successful</b>	
Approving Officer <b>176431</b>	Approval Date <b>08/02/2019</b>	Approval Time <b>12:37:44</b>		

**Property**

Prop # <b>1</b>	Involvement <b>VERIPIC</b>	Invl Date <b>07/25/2019</b>	In Custody? <b>No</b>	Security <b>No</b>
Description <b>hold/photos</b>				Typ <b>A</b>
Cat <b>Other (none of the above, includes Money)</b>				
Article <b>Other - miscellaneous item (not listed)</b>		BRS Type <b>Other</b>	Entered Date <b>07/25/2019</b>	Entered Time <b>10:23</b>
Control <b>176431 0725191023</b>		RMS Transfer <b>Successful</b>		

**Narrative**

On 7/23/19, around 0746 hours, I was dispatched to the area of Willis and the BNSF railroad tracks in Kent, Washington, reference a train having struck a person.

I arrived and found several amtrak employees walking the tracks and none of them had found the person who had been struck. A few moments later I found the deceased on the south side of Willis St on the west side of the tracks. The person was obviously deceased as his body was in a position that a live human cannot be placed in, his eye was out of his head and there were other obvious wounds to his head. I took several photos of the body as I had found it.

I called the ME who stated they would be en route shortly.

I later took photos of the front of the train. All photos were submitted to veripic under this case number.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

Sgt. J. Bishop

Dated this 25th day of July, 2019, in the City of Kent, Washington.



# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	12709	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	BNSF Railway Company
<b>Accident Class:</b>	Fatal accident	<b>RR Accident Number:</b>	
<b>Accident Date:</b>	8/14/1993	<b>Docket Number:</b>	
<b>Time of Day:</b>	08:45	<b>Train Type:</b>	Passenger Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	0
<b>In City Limits:</b>	Yes	<b>Number of Power Units:</b>	0
<b>Weather:</b>	Rain	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Darkness	<b>Remote Control:</b>	No
<b>Road Condition:</b>	Wet	<b>Apparent Cause:</b>	Other
<b>Injuries:</b>	0	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	1		

### Accident Detail

**RR** 17

**Milepost:**

**Or Other:** KENT

**Train Approach Direction:**

**Legal Train Speed:** 0

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 0

**Part of Train Struck:**

**Location of Eq. Struck:**

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	13875	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	Amtrak
<b>Accident Class:</b>	Injury accident	<b>RR Accident Number:</b>	
<b>Accident Date:</b>	9/12/2005	<b>Docket Number:</b>	
<b>Time of Day:</b>	21:30	<b>Train Type:</b>	Passenger Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	0
<b>In City Limits:</b>	Yes	<b>Number of Power Units:</b>	0
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Darkness	<b>Remote Control:</b>	No
<b>Road Condition:</b>	Dry	<b>Apparent Cause:</b>	Other
<b>Injuries:</b>	1	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	0		

### Accident Detail

**RR** 0

**Milepost:**

**Or Other:** Kent, MP 16.7x

**Train Approach Direction:**

**Legal Train Speed:** 0

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 46

**Part of Train Struck:**

**Location of Eq. Struck:**

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	14568	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	Sound Transit (Central Puget Snd Regional Transit Authority)
<b>Accident Class:</b>	Fatal accident	<b>RR Accident Number:</b>	
<b>Accident Date:</b>	12/1/2011	<b>Docket Number:</b>	TR-112073
<b>Time of Day:</b>	17:30	<b>Train Type:</b>	Passenger Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	7
<b>In City Limits:</b>	Yes	<b>Number of Power Units:</b>	1
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Darkness	<b>Remote Control:</b>	No
<b>Road Condition:</b>		<b>Apparent Cause:</b>	Other
<b>Injuries:</b>	0	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	1		

### Accident Detail

RR 16.19X

**Milepost:**

**Or Other:**

**Train Approach Direction:** South

**Legal Train Speed:** 79

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:**

**Part of Train Struck:** Engine

**Location of Eq. Struck:** 1

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	15473	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	BNSF Railway Company
<b>Accident Class:</b>	Fatal accident	<b>RR Accident Number:</b>	176279
<b>Accident Date:</b>	6/23/2017	<b>Docket Number:</b>	TR-170734
<b>Time of Day:</b>	05:14	<b>Train Type:</b>	Freight Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	63
<b>In City Limits:</b>	Yes	<b>Number of Power Units:</b>	2
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Darkness	<b>Remote Control:</b>	No
<b>Road Condition:</b>	Dry	<b>Apparent Cause:</b>	Undetermined
<b>Injuries:</b>	0	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	1		

### Accident Detail

**RR** 17.2X

**Milepost:**

**Or Other:**

**Train Approach Direction:** South

**Legal Train Speed:** 50

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 50

**Part of Train Struck:** Engine

**Location of Eq. Struck:** 1

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	15527	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	BNSF Railway Company
<b>Accident Class:</b>	Fatal accident	<b>RR Accident Number:</b>	177144
<b>Accident Date:</b>	7/16/2017	<b>Docket Number:</b>	TR-170819
<b>Time of Day:</b>	10:35	<b>Train Type:</b>	Freight Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	122
<b>In City Limits:</b>	Yes	<b>Number of Power Units:</b>	4
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Daylight	<b>Remote Control:</b>	No
<b>Road Condition:</b>	Dry	<b>Apparent Cause:</b>	Undetermined
<b>Injuries:</b>	0	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	1		

### Accident Detail

**RR** 16.3X

**Milepost:**

**Or Other:** Sound Transit Station

**Train Approach Direction:** South

**Legal Train Speed:**

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 30

**Part of Train Struck:**

**Location of Eq. Struck:**

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	16011	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	Amtrak
<b>Accident Class:</b>	Fatal accident	<b>RR Accident Number:</b>	199144
<b>Accident Date:</b>	9/20/2019	<b>Docket Number:</b>	
<b>Time of Day:</b>	19:36	<b>Train Type:</b>	Passenger Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	11
<b>In City Limits:</b>	No	<b>Number of Power Units:</b>	2
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>		<b>Remote Control:</b>	No
<b>Road Condition:</b>		<b>Apparent Cause:</b>	
<b>Injuries:</b>	0	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	1		

### Accident Detail

**RR** 17x

**Milepost:**

**Or Other:**

**Train Approach Direction:** South

**Legal Train Speed:** 79

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 79

**Part of Train Struck:** Engine

**Location of Eq. Struck:** 1

# UTC Rail Safety Program

## Pedestrian Accident Report

<b>Accident #:</b>	16022	<b>RR Owing Track:</b>	BNSF Railway Company
<b>Accident Type:</b>	Pedestrian	<b>RR Operating on Track:</b>	BNSF Railway Company
<b>Accident Class:</b>	Injury accident	<b>RR Accident Number:</b>	19M503
<b>Accident Date:</b>	12/1/2019	<b>Docket Number:</b>	
<b>Time of Day:</b>	05:59	<b>Train Type:</b>	Freight Train
<b>City/Nearest City:</b>	Kent	<b>Number of Cars:</b>	42
<b>In City Limits:</b>	No	<b>Number of Power Units:</b>	2
<b>Weather:</b>	Clear to Cloudy	<b>Train Carried Haz Mat:</b>	No
<b>Visibility:</b>	Darkness	<b>Remote Control:</b>	No
<b>Road Condition:</b>		<b>Apparent Cause:</b>	Undetermined
<b>Injuries:</b>	1	<b>Alcohol/Drugs Involved:</b>	No
<b>Fatalities:</b>	0		

### Accident Detail

**RR** 17X

**Milepost:**

**Or Other:**

**Train Approach Direction:** North

**Legal Train Speed:**

**Police Collision Report Filed with UTC:** No

**Actual Train Speed:** 35

**Part of Train Struck:** Engine

**Location of Eq. Struck:** 1