

# **Rail Incident Investigation Report**

Pedestrian Not at Crossing	Other (explain)	rrestie	Pedestrian at Crossing	
Public Crossing	Private Crossing	Trestle	Pedestrian at Crossing	
I. Type of Accident				
FRA Investigation: Yes N	lo	Inspector:		
Railroad Owning Track:		Railroad Op	perating on Track:	
Docket No: TR-		Report Dat	e:	

### II. Time and Location of Accident

Date: Time:

Daylight

N/A

No

**USDOT Crossing No.:** UTC Crossing No.:

GPS Identifier: Lat: Railroad Milepost: Lon:

Number of Tracks: City: County:

Darkness

Road name, yard name, bridge:

Visibility Due to Weather:

## **III. Conditions Surrounding the Accident**

Weather: Clear to cloudy Rain Snow Fog **Road Condition:** Dry Wet Snow Ice

Unknown

Train Type: Freight Locomotive only Cars only Passenger

Train Speed:

Remote Control: Yes N/A

Type of Haz-Mat:

Haz-Mat on Train: Yes

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:	

Docket No: TR-

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):

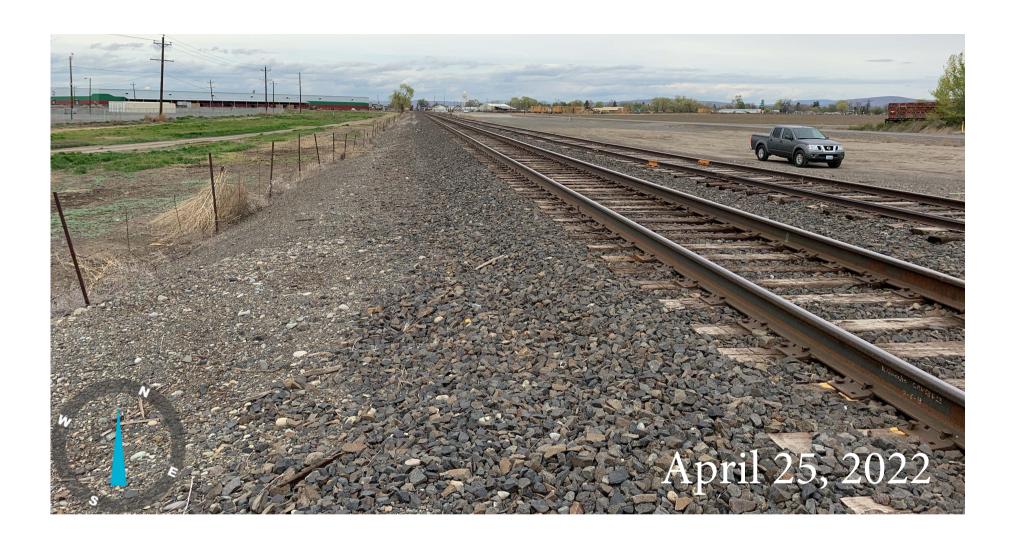
Docket No: TR-		
IX. Comments		
Event Summary:		
Site Description:		
Inspector Recommendations:		

Docket No: TR-	
Rail Safety Supervisor Comments/Sign Off:	
Director of Transportation Safety Comments/Sign Off:	

# TR-220223







# **U. S. DOT CROSSING INVENTORY FORM**

### **DEPARTMENT OF TRANSPORTATION**

FEDERAL RAILROAD ADMINISTRATION OMB No. 2130-0017

Instructions for the initial reporting of the following types of new or previously unreported crossings: For public highway-rail grade crossings, complete the entire inventory Form. For private highway-rail grade crossings, complete the Header, Parts I and II, and the Submission Information section. For public pathway grade crossings (including pedestrian station grade crossings), complete the Header, Parts I and II, and the Submission Information section. For grade-separated highway-rail or pathway crossings (including pedestrian station crossings), complete the Header, Part I, and the Submission Information section. For changes to existing data, complete the Header, Part I Items 1-3, and the Submission Information section, in addition to the updated data fields. Note: For private crossings only, Part I Item 20 and Part III Item 2.K. are required unless otherwise noted.  An asterisk * denotes an optional field.													
A. Revision Date		B. Reporting A				•	•	lect only o	,				Crossing
( <i>MM/DD/YYYY</i> ) 08 / 03 / 2021		☐ Railroad	☐ Tra	ansit   □ 0 Dat	Change ir		New ssing	L	Closed	☐ No Train Traffic	☐ Quiet Zone Updat		ory Number
		☐ State	□ Ot		Re-Open		Date Inge C		Change in Primary	☐ Admin. Correction	zone opuat	099193	3C
				Part I: I	ocatio				ion Informatio				
1. Primary Operating BNSF Railway Cor						<b>2. State</b> WASHI		ON		3. County YAKIMA			
4. City / Municipality  ☐ In	,			eet/Road Na ERS RD	ıme & Bl	ock Nun	nber			6. Highway Ty	pe & No.		
□ Near TOPPE	NISH			et/Road Nai	 me)			   * (Bloc	k Number)	FASD397			
7. Do Other Railroad If Yes, Specify RR	s Operat	e a Separate T	rack at Cro	ossing? 🗆 Y	res □ N	lo		Oo Other f Yes, Spe	Railroads Operate O cify RR	ver Your Track a	it Crossing?	∃Yes □ No	)
9. Railroad Division or Region 10. Railroad Subdivision or District 11. Branch or Line Name 12. RR Milepost													
□ None NORTH	HWEST		□ None	YAKIMA	A VALLE	-γ		☐ None	SP&S J-ELLE	NSBG		069.990 nnn.nnn)	   (suffix)
13. Line Segment		14. Nea	rest RR Tin				 RR (i)	f applicab			g Owner (if ap		(Sujjix)
* 48		Station TOPPE	* ENISH			NI / A				□ NI/A	BNSF		
17. Crossing Type	18. Cro	ssing Purpose		ossing Position		N/A <b>20. Publi</b> c	c Acc	ess	21. Type of Train	_	DINOI	22. Averas	ge Passenger
0 //	☐ High	nway	☐ At G	Grade		if Private			☐ Freight	☐ Transit		Train Cour	nt Per Day
□ Public     □ Pathway, Ped.     □ RR Under     □ Yes     □ Intercity Passenger     □ Shared Use Transit     □ Less Than Or       □ Private     □ Station, Ped.     □ RR Over     □ No     □ Commuter     □ Tourist/Other     □ Number Per							an One Per Day						
	23. Type of Land Use												
□ Open Space □ Farm □ Residential □ Commercial □ Industrial □ Institutional □ Recreational □ RR Yard													
24. Is there an Adjac	24. Is there an Adjacent Crossing with a Separate Number?  25. Quiet Zone (FRA provided)												
☐ Yes ☐ No If	Yes, Prov	vide Crossing N	umber			□No	) [	24 Hr	☐ Partial ☐ Chica	go Excused	Date Establ	ished	
26. HSR Corridor ID		27. Latit	ude in dec	imal degree	:S		28.	Longitud	e in decimal degrees	S	29. 1	Lat/Long Sou	ırce
	□ N/A	(WGS84	std: nn.n	nnnnnn) 46	6.36650	44	(W	GS84 std:	-nnn.nnnnnnn) -12	0.293967	ПА	ctual 🗆 I	Estimated
30.A. Railroad Use	*								tate Use *				
30.B. Railroad Use	*								tate Use *				
30.C. Railroad Use	*							31.C. S	tate Use *				
30.D. Railroad Use	*								tate Use *				
32.A. Narrative (Rai		(1.271.28		ue Provided					larrative (State Use)	1			
<b>33. Emergency Notifi</b> 800-832-5452	cation Te	elephone No. (	'posted)		i <b>iroad Co</b> 352-1549	•	Геleph	hone No.)		<b>35. State Con</b> 360-664-126	<b>tact</b> (Telephoi 32	ne No.)	
000 002 0 102							luaa	d Info	mation		_		
1. Estimated Number	of Daily	Train Moveme	ents		Part	II: Kali	iroa	a inior	mation				
1.A. Total Day Thru T				Thru Trains	1.C. T	otal Swit	tching	g Trains	1.D. Total Transit	Trains	1.E. Check if	Less Than	
(6 AM to 6 PM)       (6 PM to 6 AM)         5       0         0       0         How many trains per week?													
2. Year of Train Coun	t Data (Y	YYY)		3. Speed o			_	10	2				
2019				3.A. Maxim				· · · ——		to 49			
4. Type and Count of	2019 3.B. Typical Speed Range Over Crossing (mph) From 1 to 49 4. Type and Count of Tracks												
Main <u>1</u>	Main <u>1</u> Siding <u>0</u> Yard <u>1</u> Transit <u>0</u> Industry <u>0</u>												
5. Train Detection (Main Track only)													
6. Is Track Signaled?	□ Constant Warning Time □ Motion Detection □ AFO □ PTC □ DC □ Other □ None  Is Track Signaled? 7.A. Event Recorder 7.B. Remote Health Monitoring												
☐ Yes ☐ No	. Is Track Signaled? 7.A. Event Recorder 7.B. Remote Health Monitoring 7.B. Ves □ No □ Yes □ No												

# **U. S. DOT CROSSING INVENTORY FORM**

<b>A. Revision Date</b> (Λ 08/03/2021	A. Revision Date (MM/DD/YYYY) 08/03/2021  PAGE 2  D. Crossing Inventory Number (7 char.) 099193C												
		Pa	rt III: F	Highway o	r Pathwa	y Traffic	Control D	evice Info	ormation				
1. Are there	2. Types of Pa	assive Traff	c Control	l Devices asso	ciated with t	he Crossing							
Signs or Signals?	2.A. Crossbuc	k 2	.B. STOP S	Signs (R1-1)	2.C. YIELD S	Signs <i>(R1-2)</i>	2.D. Adva	nce Warning	Signs (Check a		-	e coun	t) 🗆 None
☐ Yes ☐ No	Assemblies (c)	count) (c	count)		(count)					3 1		V10-11 V10-12	·
2.E. Low Ground Cle	earance Sign	2.F. Pav€	ement Ma	rkings			annelization		2.H. EXEMP	T Sign 2.I. ENS Sign ( <i>I-13</i> )			
(W10-5) $\square$ Yes (count	)	☐ Stop L	ines	□Dvna	mic Envelope		:/Medians pproaches	☐ Median	(R15-3) □ Yes		Display  ☐ Yes	ed	
□ No	/		ng Symbol	, .			Approach	☐ None	□ No		□ No		
2.J. Other MUTCD S	Signs	☐ Yes	i □ No				vate Crossing	2.L. LED	Enhanced Signs	(List types	;)		
Specify Type		Count	2			Signs (ij	f private)						
Specify Type		Count	0			☐ Yes	□No						
Specify Type						<u> </u>							
3. Types of Train Ao 3.A. Gate Arms			at the Gra		<b>specify count</b> evered (or Bri				t Mounted Flas	hina Liahta		) p E	Total Count of
(count)	3.B. Gate Con	figuration		Structures	•	agea) riasii	ing Ligit		t Mounted Flas F <sub>masts)</sub> 8	ning Lights	·		hing Light Pairs
, ,	☐ 2 Quad	☐ Full (Ba	ırrier)	Over Traffi		🗆	ncandescent	☐ Incan		□ LED			
Roadway 2		Resistance		Not Over T	٠ دد: - ۱ مهم (	ı 🗆		☐ Back I	ights Included		•	8	
Pedestrian	edestrian												
3.F. Installation Dat			3.	.G. Wayside H	orn				. Highway Traffi	c Signals C	ontrollin	_	3.I. Bells
Active Warning Dev	` ′ _	<i>Y)</i> Not Requir	ed [	Yes Insta	alled on (MM	/YYYY)	/		ssing ′es □ No			1	(count)
No '													
3.J. Non-Train Activ ☐ Flagging/Flagma	•	)perated Sig	gnals 🗆 '	Watchman 🗆	Floodlightin	g 🗆 None		3.K. Othe Count <u>0</u>			_		
4.A. Does nearby Hwy 4.B. Hwy Traffic Signal 4.C. Hwy Traffic Signal Preemption 5. Highway Traffic Pre-Signals 6. Highway Monitoring Devices									Devices				
Intersection have Traffic Signals?	Interconi		tod.				☐ Yes ☐	No		•	ll that ap		acarding
Traffic Signals? ☐ Not Interconnected ☐ Yes - Photo/Video Recording ☐ For Traffic Signals ☐ Simultaneous ☐ Storage Distance * ☐ Yes - Vehicle Presence Detection								-					
☐ Yes ☐ No		Varning Sign		Advance			Stop Line Dis			☐ None			
				Pa	rt IV: Phy	sical Cha	aracteristic	cs					
1. Traffic Lanes Cros		☐ Two-wa	ay Traffic		. Is Roadway, aved?	/Pathway	3. Does T	rack Run Do	wn a Street?		•		ed? (Street ) feet from
Number of Lanes	2	☐ Divided	l Traffic		□ Yes			☐ Yes ☐	□ No		rail) 🗆 Y		
5. Crossing Surface ☐ 1 Timber ☐	: (on Main Track	, multiple t	/pes allow						/idth * ber □ 7 Me		Length *		
☐ 8 Unconsolidate										-			
6. Intersecting Roa	dway within 500	0 feet?				7. Smal	lest Crossing A	ingle		8. Is Co	mmercia	al Pow	er Available? *
☐ Yes ☐ No	If Yes, Approxin	nate Distan	ce (feet)			□ 0°−	29° □ 30°	_ 59°	□ 60° - 90°		☐ Yes	s ſ	□ No
163 110	п тез, дрргохії	Tate Distant	se (jeet) _	Part	V: Public		y Informat		<u> </u>				3110
1. Highway System			2 Fur	nctional Classi					ossing on State	Highway		Highw	ay Speed Limit
1. Highway System			2.101		(0) Rural 🗆		_	System	_	ingilway			MPH
	tate Highway Sy			) Interstate			or Collector		□ No				d □ Statutory
	· Nat Hwy Syster ·al AID, Not NHS		٠,	) Other Freew ) Other Princip	, ,	•	or Collector	5. Linea	r Referencing S	ystem (LRS	3 Route II	D) *	
☐ (08) Non-F	•			) Minor Arteri		☐ (7) Loca		6. LRS N	/lilepost *				
7. Annual Average Year 1988 AA	Daily Traffic <i>(A/</i> DT 000700	· · · · · ·	. Estimate 12	ed Percent Tru	ucks 9. R		ed by School B o Average Nu		ay <u>0</u>	_ 10. _ □ Y	_	ncy Se □ No	rvices Route
Submi	ission Infor	mation -	This in	formation i.	s used for	administr	ative purpo	ses and is	not availab	le on the	public	webs	site.
Submitted by				Organizat	ion				Phone		г	Date	
Public reporting but	rden for this inf	ormation c	allection i			minutes ne	r response inc	luding the ti		ng instructi			existing data
sources, gathering a													
agency may not cor	•				•			•	• •	-			
displays a currently other aspect of this										_	-		•
Washington, DC 20		Julia Ioi Ic	Jucing tin	is baracii to.	iiiioiiiiatioii (	Solicetion C	incer, reacta	r Nam Odd Ac	ministration, 1.	LOO NEW JO	JISCY AVC	JL, 1	NS 25

From: State Emergency Operations Officer (MIL)

To: Eldon Offutt; Jacob Mungin: Hunter, Kathy (UTC); Kenneth W. Holgard; Kevin Pannell; Michael Pirato; Powell,

John (FRA); Randall Boyington; Stacey Thompson (Fed Railroad Association Reg 8); Stacey Weller; Steven

Travers; WUTC Rail Reporting (UTC)

Subject: State Incident #21-2168

**Date:** Wednesday, June 16, 2021 7:27:07 PM

Please see the below information involving a railroad incident that has been reported to the State Emergency Operations Center (EOC). Please reply to this email upon confirmation of receipt. Thank you

Name of the Railroad(s) involved: BNSF

Reporting Party Name, Position and Contact Number: Steve Yost @ 1-817-593-6823

Time and Date Called in to the State EOC: 1919, 06/16/2021

Time and Date of the Event: 1849, 06/16/2021

Mile post and/or Address of Event: MP 69.9, Myers Rd., Toppenish, WA

Circumstances of the Incident: Train vs Trespasser resulting in a fatality.

Number of Injuries and/or Fatalities: 1

Type of Rail Cars Involved (tank, hopper, box, flat, etc.): Freight Train.

Type and Amount of HAZMAT spilled: N/A

Any Additional Details That Will Assist in Identifying the Necessary Response: N/A

Name and Phone Local POC: Steve Yost @ 1-817-593-6823

Railroad Incident Number:

State EOC Incident Number: 21-2168

# State Emergency Operations Officer (SEOO)

Alert & Warning Center Emergency Management Division Washington Military Department

Office: (800) 258-5990 dutyofficer@mil.wa.gov

# Hancock, Katie (UTC)

From: State Emergency Operations Officer (MIL)
Sent: Thursday, September 23, 2021 10:26 AM

**To:** Yakima County DEM - Duty Officer; Wilson, Andy (ECY); Harris, Anna (ECY); ECY RE CRO ERTS

COORDINATOR; Hunn, Sam (ECY); Eldon Offutt; Jacob Mungin; Hunter, Kathy (UTC); Kenneth W. Holgard; Kevin Pannell; Michael Pirato; Powell, John (FRA); Randall Boyington; Stacey Thompson (Fed

Railroad Association Reg 8); Stacey Weller; Steven Travers; WUTC Rail Reporting (UTC)

**Subject:** BNSF Train vs Trespasser Fatality - YakimaNRC#1317679

For Your Information. This occurred on Jun 16 and WAS called in by RP at that time. State incident #21-2168

Please confirm receipt.

Scott Caldwell

State Emergency Operations Officer

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

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

From: HQS-SMB-NRC@uscg.mil < HQS-SMB-NRC@uscg.mil >

Sent: Thursday, September 23, 2021 10:21 AM

To: State Emergency Operations Officer (MIL) < Dutyofficer@mil.wa.gov>; State Emergency Operations Officer (MIL)

<Dutyofficer@mil.wa.gov>; Clark, Anthony B (MIL) <Anthony.Clark@mil.wa.gov>

Subject: NRC#1317679

**External Email** 

NATIONAL RESPONSE CENTER 1-800-424-8802

\*\*\*GOVERNMENT USE ONLY\*\*\*GOVERNMENT 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 # 1317679

**INCIDENT DESCRIPTION** 

\*Report taken by NRC on 23-SEP-21 at 13:12 ET.

Incident Type: RAILROAD NON-RELEASE

Incident Cause: TRESPASSER

Affected Area:

Incident occurred on 16-JUN-21 at 20:49 local incident time.

Affected Medium: RAIL REPORT (N/A) / TRESPASSER

\_\_\_\_\_

REPORTING PARTY

Name: STEVE YOST Organization: BNSF RAILWAY

Address: 2650 LOU MENK DRIVE

FORT WORTH, TX 76131

Email Address:

PRIMARY Phone: (817)5936823

Type of Organization: PRIVATE ENTERPRISE

SUSPECTED RESPONSIBLE PARTY

Name: UNKNOWN

Organization: Address:

Type of Organization: UNKNOWN

\_\_\_\_\_

INCIDENT LOCATION

MP: 69.9 County: YAKIMA

SUB: YAKIMA VALLEY

City: TOPPENISH State: WA

\_\_\_\_\_

### RELEASED MATERIAL(S)

\_\_\_\_\_\_

### DESCRIPTION OF INCIDENT

CALLER IS REPORTING THAT A FREIGHT TRAIN STRUCK A TRESPASSER RESULTING IN ONE FATALITY AT A GRADE CROSSING.

\_\_\_\_\_\_

### SENSITIVE INFORMATION

\_\_\_\_\_

### **INCIDENT DETAILS**

**Grade Crossing: YES** 

Location Subdivision: YAKIMA VALLEY

Railroad Milepost: 69.9

Type of Vehicle Involved: NONE

Crossing Device Type: GATES/LIGHTS/BELLS

Device Operational: UNKNOWN DOTCrossing Number: 099193C

Date and Time Service was/will be Restored:

Brake Failure: NO

Federal Post-Accident 219.201 Sub Part C Testing Required: NO

Passenger Train Route: NO

Passenger Train Delay Expected: NO Passenger Train Delay Handling: ---RAILROAD INFORMATION---Railroad Involved: BNSF RAILWAY Train Number: XKAHMEC8-15

Train Type: FREIGHT Train Direction: E

Train Speed: Track Speed:

Locomotives: 3 Cars: 116 Derailed: 0

Suspected DOT Regulation Non Compliance: UNKNOWN

**DERAILED CARS:** 

Pos. Carnumber 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

Major

Road: Artery:NO

Waterway:NO

Track: YES SIGNLE MAIN 4 E/W

Passengers Transferred: NO Environmental Impact: NO Media Interest: UNKNOWN

**REMEDIAL ACTIONS** 

LOCAL PD CONDUCTED AN INVESTIGATION

Release Secured: UNKNOWN

Release Rate:

**Estimated Release Duration:** 

**WEATHER** 

\_\_\_\_\_

ADDITIONAL AGENCIES NOTIFIED

Federal:

State/Local: LOCAL PD/FD State/Local On Scene: State Agency Number:

**NOTIFICATIONS BY NRC** 

CENTERS FOR DISEASE CONTROL (GRASP)

23-SEP-21 13:20 (770)4887100

ASST COMDT FOR INTELLIGENCE (CG-2) (OFFICE OF INTELLIGENCE PLANS AND POLICY (CG-25))

23-SEP-21 13:20 (202)3722886

CGIS D13 FIELD OFFICE (CGIS D13 COMMAND CENTER)

23-SEP-21 13:20 (206)2207141

CBP TRADE PTNRSHP AGAINST TERRORISM (LOS ANGELES FIELD OFFICE)

23-SEP-21 13:20 (562)3663864

DEPT OF HEALTH AND HUMAN SERVICES (SECRETARY OPERATION CENTER (SOC))

23-SEP-21 13:20

```
NATIONAL COORDINATING CTR FOR COMMS (NCC COMM-ISAC)
 23-SEP-21 13:20 (703)2355626
DHS CYBER & INFRASTRUCTURE SECURITY (OFC OF INFRASTRUCTURE PROTECTION RGN X)
 23-SEP-21 13:20 (202)8215301
OFFICE OF INFRASTRUCTURE PROTECTION (WA STATE PROTECTIVE SECURITY ADVISOR)
 23-SEP-21 13:20 (202)8053379
DOT CRISIS MANAGEMENT CENTER (MAIN OFFICE)
 23-SEP-21 13:20 (202)3661863
FEDERAL RAILROAD ADMIN. (MAIN OFFICE (AUTO))
 23-SEP-21 13:20 (202)4930636
U.S. EPA X SEATTLE (CID OREGON)
 23-SEP-21 13:20 (206)5531263
FEMA REGION 10 (MAIN OFFICE)
 23-SEP-21 13:20 (425)4874704
NATIONAL HWY TRANS SAFETY ADMIN (MAIN OFFICE)
 23-SEP-21 13:20 (202)4412924
CISA CENTRAL (MAIN OFFICE)
 23-SEP-21 13:20 (202)2829201
NOAA RPTS FOR WA (MAIN OFFICE)
 23-SEP-21 13:20 (206)5264911
NTSB RAIL (MAIN OFFICE)
 23-SEP-21 13:20 (202)3146293
OREGON TITAN FUSION CENTER (FUSION COMMAND CENTER)
 23-SEP-21 13:20 (877)6204702
OCCUPATIONAL SAFETY & HEALTH ADMIN (MAIN OFFICE)
 23-SEP-21 13:20 (801)9180995
SECTOR COLUMBIA RIVER (IMD-DD-PORTLAND DUTY PHONE)
 23-SEP-21 13:20 (618)2148480
SECTOR COLUMBIA RIVER (IMD-ASTORIA DUTY PHONE)
 23-SEP-21 13:20 (503)8616447
WA STATE EMERGENCY MANAGEMENT (MAIN OFFICE)
 23-SEP-21 13:20 (800)2585990
TSA OPERATIONS CENTER (LAW ENFORCEMENT)
 23-SEP-21 13:20 (571)3542564
TSA OFFICE OF SECURITY OPERATIONS (SURFACE OPS/PSAT - OREGON OFFICE)
 23-SEP-21 13:20 (614)7328440
TSA SURFACE TRANSPORTATION SECURITY (TWIC ENFORCEMENT)
 23-SEP-21 13:20 (206)3875236
USCG DISTRICT 13 (DISTRICT THIRTEEN (DRAT - DRMM))
 23-SEP-21 13:20 (206)2207221
VOLPE CENTER (TRANSPORTATION HUMAN FACTORS)
 23-SEP-21 13:20 (617)4942000
WASHINGTON STATE FUSION CENTER (FUSION COMMAND CENTER)
 23-SEP-21 13:20 (877)8439522
WA UTILITIES & TRANSPORTATION COMM (RAILROAD SAFETY)
 23-SEP-21 13:20 (360)6641160
```

ADDITIONAL INFORMATION

\*\*\* END INCIDENT REPORT #1317679 \*\*\*

## PLEASE VISIT OUR WEB SITE AT

https://gcc02.safelinks.protection.outlook.com/?url=http%3A%2F%2Fnrc.uscg.mil%2F&data=04%7C01%7CDutyofficer%40mil.wa.gov%7Cc6277e8d8eb84d0fbaca08d97eb68c82%7C11d0e217264e400a8ba057dcc127d72d%7C0%7C0%7C637680144780169263%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTil6lk1haWwiLCJXVCI6Mn0%3D%7C1000&sdata=Kko%2Fo3DFA4UBBhSLT4xlOc4MeuQ%2FZHateJ8JdqGi1kU%3D&reserved=0

From: Service, Interruption Desk

To: WUTC Rail Reporting (UTC)

Subject: FW: 061621 XKAHMEC815 - trespasser - Yakima Valley Sub

**Date:** Wednesday, June 16, 2021 11:11:02 PM

#### External Email

Ticket #: 13676

Create D/T: 6/16/2021 8:49:05 PM

Resource: 099193C Division: Northwest

Subdivision: Yakima Valley

MilePost: 69.986 Line Segment: 48 City: Toppenish County: Yakima State: WA D Code: 216110

Train Symbol: XKAHMEC815A (BNSF3977) east

Trouble Code: Trespasser

Trouble Desc: 2049CT X KAHMEC8 15 travelling east on single main track reported striking a trespasser at Meyers Road North grade crossing in Toppenish, MP 69.986. No crew injuries reported. Toppenish police report the trespasser was fatally injured. Meyers Road North grade crossing (DOT# 099193C) shows equipped with gates,

bells, and flashers.

0040CT All work groups clear, Signal inspection complete. X KAHMEC8 15 released.

Train Soup: 0-116-3596-6725'

Train Direction: East

Lead Locos: BNSF 3977, BNSF 6749, BNSF 6289 DP Locos:

Conductor Name: AL Perreault Engineer Name: JT Kephart

Other Name:

On Duty Time and Date: 6/16/2021 10:00:00 AM Crew Origin/Destination: AUB PAS

Name of Law Enforcement Agency on scene: Toppenish police FRA Post Accident Testing Required:

Crossing DOT: 099193C

Crossing Equipped With: Gates, bells, and flashers

Haz Material: No

Haz Material Commodity:

Amount Released:

Impact to Waterway: None

**Evacuations: None** 

Weather: 77\*, clear, SE winds 4 mph

State Report number: WA 21-2168 NRC Report Number: Not reportable

### Derailed Equipment:

\*\*\*Estimated Costs & Damages\*\*\*

Track: 0.00 USD Signal: 0.00 USD Other: 0.00 USD Car Damages: 0.00 USD

Locomotive Damages: 0.00 USD

Contractor Expense: 0.00 USD

Estimated Lading Recovery Costs: 0.00 USD Prelim. Lading Loss Estimates: 0.00 USD Trailer/Container Damages:

 $0.00~\mathrm{USD}$ 

FRA Reportable Subtotal: 0.00 USD

Not FRA Reportable Subtotal: 0.00 USD

Estimated Grand Total: 0.00 USD

### NOTIFIED event(s):

6/16/2021 9:29:14 NOTIFIED - MDPR --> Remedy

6/16/2021 9:29:06 NOTIFIED - Signal Desk --> Remedy

6/16/2021 9:22:26 NOTIFIED - State --> 21-2168

6/16/2021 8:56:36 NOTIFIED - RFE --> Mike Tycksen

6/16/2021 8:56:10 NOTIFIED - Trainmaster --> Brian Bocchi

6/16/2021 8:51:08 NOTIFIED - NOC GDT --> Liz Hill

6/16/2021 8:50:44 NOTIFIED - ROC --> Sandy Griffith

FEDERAL RAILROAD ADMINISTRA	ATION (FRA	١)		ACCI	DEN I/I	INCIDEINT	KEPU	ΚI			ОМБ АР	provar No. 2 id	0000	500
1.Name of Reporting Railroad							1	habetic Co	ode			ad Accident/Incide	ent N	0.
BNSF Railway Company [BNS 2.Name of Other Railroad or Other I		for Equipp	nont Ir	avolved in Train /	\ aaidant/	Incident	BN	habetic Co			NW062	21205 ad Accident/Incide	ant N	
					Accident/	moident	Za. Aip	mabelic Co						
3. Name of Railroad or Other Entity	•	e for Track	Maint	tenance (single	entry)			habetic Co	ode			ad Accident/Incide	ent N	0.
BNSF Railway Company [BNS]	-						BNS		ent/Incident		NW062	Accident/Inciden		
4. U.S. DOT Grade Crossing ID No.			ı		_		1	month	day   <sup>ye</sup>	ar	6. Time of	Accident/inciden		
				099193	3C		0	6 1	6 20	)21	6:30	AM		M 🗸
7. Nearest Railroad Station				8. Subdivision	A I I 1737		9. Cou	•			10. State	ohr 337A	1	Code
TOPPENISH  11. City (if in a city)				YAKIMA VA		or No	1 1	AKIMA			A	obr. WA		53
TOPPENIS				12. Highwa	ay Mairie	M	YERS I	RD.	5			Public 🗸 F	rivate	е
	hway Use	er Involve	d			47 Fi			Rail Equi	pment (moving)		rain pulling- RCL		
13. Type C. Truck-trailer F. Bus	3	J. Other Mo	ntor Ve	hicle		17. Equipi 1. Tr		its pulling)	5. Car(s)			rain pulling- RCL rain pushing- RCl	-	
A. Auto D. Pick-up truck G. Sch		K. Pedestri			Code	2. Tr		its pushing)			·	Frain standing- RC EMU Locomotive(s		Code
B. Truck E. Van H. Mo	torcycle	M. Other	(speci	fy)	K	3. Tr	ain (sta	anding)	7. Light lo	co(s) (s specify)	tariuiriy)	DMU Locomotive(s		1
•	Direction	(geographic	cal)		Code	18. Positio	on of Car	Unit in Tra		,,,,	,	<u>`</u>		
	lorth 2. So				2	40.0:				1				
16. Position 1. Stalled or stuck or 2. Stopped on Cross	i			ssing by traffic	Code	19. Circur		ot otruck b	iahway ugar	2 Poil o	auinmont at	ruok by bigbyyoy	loor.	Code
3. Moving over crossing 5. Blocked on crossing by gates 3. Moving over crossing 5. Blocked on crossing by gates 2 1. Rail equipment struck highway user 2. Rail equipment struck by highway user 1									1					
20a. Was the highway user and/or			d		Code	20b. Was	there a h	nazardous	materials rel	ease by				Code
in the impact transporting hazardous materials?  1. Highway User 2. Rail Equipment 3. Both 4. Neither  4 1. Highway User 2. Rail Equipment 3. Both 4. Neither  4														
20c. State here the name and quar					,								- 1	
						1								
								Code						
(specify if fillings)	(specify if fillings) 50 1. Dawii 2. Day 3. Dusk 4. Daik 5 1. Clear 2. Globby 5. Naii 4. Log 5. Sieer 6. Silow													
24. Type of Equipment 1. Freight Train 5. Single Car 9. Maint./inspect. car D. EMU  Consist 2 Passenger Train-Pulling 6 Cut of cars A Spec MoW Equip F DMU  25. Track Type Used by Rail Code 26. Track Number or Name														
Consist 2. Passenger Train-Pulling 6. Cut of cars A. Spec. MoW Equip. E. DMU Equipment Involved  (single entry) 3. Commuter Train-Pulling 7. Yard/Switching B. Passenger Train-Pushing Code SINGLE MAIN														
4. Work Tra		8. Ligh		_		- 1		Main 2. Y	ard 3. Sidir	ıg 4. Indi	ustry 1	TRACK		
27. FRA Track 28. Number of	of	29. Nun	nber o	of Cars 30		Speed (Re	ecorded s	speed if av	ailable)	Code		able Direction		Code
Class (1-9,X) Locomot 4 Units	ive 3			116	R. Rec E. Estir				44 mph	E	1. Nort	th 3. East th 4. West		3
32. Type of		I					33	. Signaled	Crossing W		t	ay Conditions	- 1	
Crossing	. Wig wags			ssbucks 10. Flag				(See reve	rse side for		A. Dry B. Wet			
2. Cantilever FLS 5. Warning	•	•		•		cify)			ns and codes	•	C.Snow/SI D.Ice	ush		0-4-
3. Standard FLS 6.				chman 12. Non	ie					Code	E. Sand,M	ud,Dirt,Oil,Gravel		Code
Code(s)   01   02   35. Location of Warning	2   (	)3	06	36. Crossing W	arning In	terconnect:	ed		37	1 Crossing	F.Water (S Illuminated	Standing, Moving) by Street		A
1. Both Sides		0	ode	with Highwa	•		ou				Special Ligh	•		Code
<ol> <li>Side of Vehicle Approach</li> <li>Opposite Side of Vehicle Approach</li> </ol>	oroach		l I	1. Yes 2.	No 3	. Unknown			2	1. Yes	2. No 3. U	nknown		2
38.Hignway 39.Highway User's G		Highway U	ser W	ent Behind or in I	Front of	Γrain 41.	Highway	/ User	<u> </u>		er (specify			
User's		and Struck	or wa	as Struck by Seco	ond Train	1		around the	e gate en proceeded		nt around/thro es, see instr	u temporary barri uctions)	cade	
	Code	1. Yes 2.	No '	3. Unknown		Code	3. Did no	ot stop	·	7. We	nt thru the ga	ate		Code 5
23 2. Female 42. Driver Passed Standing	1	Code		View of Track Ob	scured h	2   ov (prir	4. Stopp	ed on cros truction)	ssing	8. Sui	cide/Attempt	ed suicide		Code
Highway Vehicle		1	.0.	1. Perman		.,	•	•	5. Vegetation	n	7. Other (	(specify)		Joue
1. Yes 2. No 3. Unknown 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8														
Casualties to:	Killed	Injured		Driver was 1. Killed 2. Injur	ed 3 U	niniured			45. Was D 1. Yes		ne Vehicle?			Code
46. Highway-Rail Crossing Users	1	0		Highway Vehicle				<u> </u>	48. Total N	lumber o	f Vehicle Oc	cupants		
40. Dellaced Faralesses	1	0	<b>—</b> ,	est. dollar damag	• •			\$0		ng driver		. /	0	
49. Railroad Employees	0	0		Total Number of I (include passeng				١٥	l		nent Acciden Being Filed	nt /	ľ	Code 2
52. Passengers on Train	0	0	<u> </u>		oro arra t		-:-! 04	2.	1. Yes	2. No				
53a. Special Study Block	Video Ta Video Us		Yes Yes	No √ No		53b. Spe	uiai Studi	y DIOCK						
				arate sheet if ned		A C DELEACE	ED.							
X KAHMEC8 15 ON SINGLE MAIN TRA	CK STRUCK	A PERSON	AI A (	JRUSSING. NO HA	ZMAT WA	AS KELEASE	ש							
55. Typed Name and Title				56	. Signatu	ire					57. Date			
NOTE: This report is part of the rep in any suit or action for damages gr										e admitte	ed as evidend	ce or used for an	/ pur	pose
I arry suit of action for damages gr	Swinig out C	, uny mailt	1110	onca in said le	PUIL 4	J J.J.J. 20	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	U-10 U.I .N	LLU.1 (U).					

Code(s) 07   E. Sand,Mud,Dirt,Oil,Gravel F.Water (Standing, Moving )  35. Location of Warning   36. Crossing Warning Interconnected   37. Crossing Illuminated by Street	TEDERAL RATIONED ADMINIOTRA		1)	AOC		INCIDEINI	INET OILT		<u> </u>		
Section of Deliver Selection of Cheer Entity Responsible for Truck Mentervance   Section   Sec	1.Name of Reporting Railroad							ode		Accident/Inciden	No.
Name of Patinata of Other Entity Responsible for Track Maintenance   Description   D	Burlington Northern Railroad C	ompany []	BN]				BN	_			
Rufflieton Northern Ratinosal Company [BN]   Subsequence	2.Name of Other Railroad or Other E	Entity Filling	g for Equipmo	ent Involved in Train	Accident/	Incident	2a. Alphabetic C	ode	2b. Railroad A	Accident/Inciden	i No.
A. S. DOT Grude Choosing ID No.	3. Name of Railroad or Other Entity	Responsibl	le for Track I	Maintenance (single	e entry)		3a. Alphabetic C	ode	3b. Railroad A	Accident/Inciden	No.
Part		mpany [E	BN]								
Newtreet Ratinumal Station	4. U.S. DOT Grade Crossing ID No.								6. Time of Acc	cident/Incident	
7. Nearest Ratificad Station				09919	3C		1		5:15	AM 🗸	PM 🗌
12. Highway Name or No.   MYERS RD   Private   Public	7. Nearest Railroad Station			8. Subdivision			9. County		10. State		Code
Highway User Involved  13. Type  C. Truck-traier F, Bug J. Other Muor Vehicle A. Auto D. Prixup truck G. School Bus K. Festerishin B. Track E. Vyan H. Motory Geology M. Other (speed) B. Track Evaluation of the Involved M. More of th	TOPPENISH						YAKIMA		Abbr.	WA	53
13. Type   C. Trusk-relative   F. Bus   J. Other Motor Vehicle   S. A. Auto   D. Pek-kip truck   G. School Bus   K. Pedastiane   Code   S. Trusk   E. L'Yaw   H. Motorcycle   M. Other (popoly)   G. State   G. School Bus   K. Pedastiane   Code   S. Trusk   E. L'Yaw   H. Motorcycle   M. Other (popoly)   G. State   G. School Bus   K. Pedastiane   Code   S. Trusk   E. L'Yaw   H. Motorcycle   M. Other (popoly)   G. State   G. School Bus   K. Pedastiane   Code   S. Trusk   E. L'Yaw   G. School Bus   K. Pedastiane   Code   S. Trusk   E. L'Yaw   G. School Bus   G. School Bus   K. Pedastiane   Code   S. Trusk   Code   S. School Bus   Code   S. School	11. City (if in a city) TOPPENIS	Н		12. Highv	vay Name	or No.	YERS RD			Public / Priv	/ate
C. Track-trailler F. Piers J. Orliner-Mosen Vertice B. Train positions of Code B. Trans (Property) and	High	nway Use	er Involved					Rail Equipm	ent Involved		_
A. Aud D. Piek-up mark G. School Bux K. Pederstein Code 1. Nother (specify) 1. Nother	13. Type					17. Equipi	ment				
A. Auto D. Pick-up truck. G. School Bus K. Pedestrian  Froke E. Van H. Motorcycle M. Other (appectly)  B. Truck E. Van H. Motorcycle M. Other (appectly)  14. Vehicle Speed  (as might air impact)  15. Proestron 1, Statled or study on crossing 1  15. Proestron 1, Statled or statle study on crossing 1  15. Proestron 1, Statled or study 1, Statled or statled 1, Statled 1  15. Proestron 1, Statled 1, Statl			J. Other Mot	or Vehicle				6 Light loca(c)		-	
1. Vehicle Speed   1. Vehicle	1				1			,	D EMI	J Locomotive(s)	1
Section of Ampoint Ampoint   3			•		ı			. ,	ecify) E. DML	J Locomotive(s)	1
16. Position   1. Salled or stuck or crossing   2. Disoped on crossing   5. Biolocked or crossing   5. Biolocked   5. Biolocked or crossing   5. Biolocked or crossing   5. Biolocked or crossing   5. Biolocked or crossing   5. Biolocked				•		18. Positio	on of Car Unit in 17	ain 1			
2. Sindowing over crossing 3. Sillocked on crossing by gates 3. Rall equipment struck highway user 2. Rall equipment struck by highway user 1. Rall equipment struck by highway user 2. Rall equipment struck by highway user 3. South at the second struck and south as 3. Both 4. Neither 4. All the second struck and south as 3. Both 4. Neither 4. Rall equipment struck by highway user 2. Rall equipment struck by highway user 3. Rall equipment struck by highway user 3. Both 4. Neither 4. All the second struck and south as 4. Neither 4. Rall equipment struck by highway user 4. Rall equipment struck by highway us						19. Circun	nstance	1			0-4-
33. Wormpower crossing   3   20. Was their phays user and or rail equipment involved in the impact transporting hazardous materials released.   Code	• • • • • • • • • • • • • • • • • • • •	- ,	5. Blocked o	n crossing by gates		1. Rail e	equipment struck h	nighway user 2. F	Rail equipment struct	k by highway us	
in the impact transporting hazardous materials?  1. Highway User 2. Rall Equipment 3. Both 4. Neither  20: State here the name and quantity of the hazardous material released, if any  21. Temperature  22. Visibility (single entry)  23. Weather (single entry)  24. Type of Equipment 1. Frieght Train 5. Single Car 9. Maint/inspect. ar. D. EMU 2. Code (specify) firminus 0. Single Car 9. Maint/inspect. ar. D. EMU 2. Single entry)  24. Type of Equipment 1. Frieght Train 5. Single Car 9. Maint/inspect. ar. D. EMU 2. Single entry)  25. Track Type Used by Rail Equipment 1. Frieght Train - Pulling 7. Yard/Switching B. Passenger Train-Pushing (angle entry)  3. Commuter Train-Pulling 7. Yard/Switching B. Passenger Train-Pushing (angle entry)  3. Commuter Train-Pulling 7. Yard/Switching B. Passenger Train-Pushing (angle entry)  3. Commuter Train-Pulling 7. Yard/Switching B. Passenger Train-Pushing (angle entry)  4. Work Train 8. Light bloods 0. Commuter Train-Pushing (angle entry)  5. Type 0. See by Rail Equipment 3. Both 4. Neither 1. North 3. East Equipment 1. Train 1.					3						1
1. Highway User 2. Rail Equipment 3. Both 4. Neither 4 1. Highway User 2. Rail Equipment 3. Both 4. Neither 20c. State here the name and quantity of the hazardous material released, if any 2. Interperature 2. Visibility (single entry) 2. Code 2.3. Weather (single entry) 5. Type User 5. Type User 5. Single Car 9. Maint/inspect. car 0. EMU 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Steet 6. Snow 1. Clear 3. The Snow 1. Steed 7. Recorded 4. Snow 1. Steed 7. Snow 1. Steed 7. Snow 1. Steed 7. Snow 1. Steed 7. Snow 1. S	• •				Code	20b. Was	there a hazardous	materials release	e by		Code
21. Temperature (specify if minus) 65 °F   1. Dawn 2. Day 3. Dusk 4. Dark   1   1. Clear 2. Cloudy 3. Rain 4. Fog 5. Sleet 6. Snow   1   24. Type of Equipment 1. Freight Train   5. Single Car 9. Maint-linspect. car 0. EMU (single entry)   5. Single Car 9. Single Car 9. Maint-linspect. car 0. EMU (single car 9. Single Car 9. Sin	, , ,			Neither		1.	. Highway User	2. Rail Equipmen	t 3. Both 4. Neit	ther	
Coperity   First   F	20c. State here the name and quant	tity of the h	azardous ma	aterial released, if ar	ny						
Coperity   First   F											
24. Type of Equipment 1. Freight Train   S. Single Car   9. Maint./inspect. car   0. EMU   2. Passenger Train-Pulling 6. Cut of cars   A. Spec. MoW Equip.   E. DMU   3. Commuter Train-Pulling 7. Yard/switchings   Passenger Train-Pushing   Cot   1. Main 2. Yard 3. Siding 4. Industry   1. TRACK   28. Number of Cars   30. Consist Speed (Recorded speed if available)   Code   31. Time Table Direction   1. North 3. East   4. Wing wags   7. Crossbucks   10. Flagged by crew   2. Carnillever FLS 5. Hwy, traffic signals 8. Stop signs   11. Other (specify)   33. Standard FLS 6. Audible   9. Watchman   12. None   2. Carnillever FLS 5. Hwy, traffic signals 8. Stop signs   11. Other (specify)   35. Location of Warning   1. Both Sides   2. Side of Vehicle Approach   1. Main 2. Yard 3. Side of Vehicle Approach   1. Wes 2. No 3. Unknown   2. Struck or was Struck by Second Train and Struck or was Struck by Second Train   41. Highway User's Gender   44. Driver was   44. Struck or was Struck by Second Train   45. Struck or was Struck by Second Train   44. Str											
Consist (single entry) 3. Commuter Train-Pulling 7. Yard/Switchings, passenger Train-Pushing 4. Work Train 4. Work Train 4. Work Train 5. Light locots 6. Commuter Train-Pushing 7. Yard/Switchings, passenger Train-Pushing 1 4. Work Train 6. Light locots 7. Commuter Train-Pushing 1 4. Work Train 6. Light locots 7. Commuter Train-Pushing 2 7. FRA Track 128. Number of 2 8. Number of 2 9. Number of Cars 1. Gates 4. Wig wags 7. Crossing Warning 1. Gates 6. Condet 1 9. Watching 1. Gates 7. Crossing Warning 1. Gates 1. Gates 9. Watching 1. Gates 9. Watching 1. Gates 9. Watching 1. Gates 1. Gates 9. Watching 1. Gates 9. Watching 1. Gates 1. Gates 9. Watching 1. Soft (specify) 3. Standard FLS 6. Audible 9. Watching 1. Both Sides 2. Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 4. Side of Vehicle Approach 5. Opposite Side of Vehicle Approach 6. Side of Vehicle Approach 7. Yes 8. No. 3. Unknown 8. Side of Vehicle Approach 9. Side of Vehicle Approach 1. Yes 9. No. 3. Unknown 9. Code 1. Yes 9. No. 3. Unknown 9. Side of Vehicle Approach 9. Si	(specify if minus) 65 °F 1. [	(Specify if fillings) 55 1. Dawn 2. Day 3. Dusk 4. Dark 1 1. Clear 2. Cloudy 3. Nain 4. Fog 3. Sleet 6. Show								1	
2. Passenger Train-Pulling 6. Cut of cars A. Spec. MoW Equip. E. DMU (sirgle entry) 3. Commuter Train-Pulling 7. Yard/Switching9, Passenger Train-Pulling 6. Code 4. Work Train 8. Light loco(s) C. Commuter Train-Pushina 1. Main 2. Yard 3. Siding 4. Industry 1 TRACK  27. FRA Track 28. Number of 29. Number of Cars R. Recorded (Class (1-9)X) 4. Locomordive 2 33 E. Estimated 48. mph E. 2. South 4. West 4. South 4. West 4. South 4. West 4. South 4. West 4. South 4. West 5. South 4. West 5. South 4. West 6. South 4. West 6. South 4. West 7. Crossbucks 10. Flagged by crew 6. Crossing Warning 7. Standard FLS 6. Audible 9. Watchman 12. None 6. Code 1. South 4. West 6. South 4. West 7. Crossbucks 10. Flagged by crew 7. Crossbucks 10. Flagged by crew 8. Standard FLS 6. Audible 9. Watchman 12. None 6. Code 1. South 4. West 6. Dice 8. South 4. West 7. Crossing Warning 1. South 6. South 4. West 7. Crossing Warning 1. South 6. South	25. Track Type Used by Rail Gode 126. Track Number of Name 1										
A. Work Train   S. Light loco(s)   C. Commuter Train-Pushing   1   1. Main 2. Yard 3. Siding 4. Industry   1   TRACK	2. Passenger Train-Pulling 6. Cut of cars A. Spec. MoW Equip. E. DMU Equipment Involved										
27. FRA Track Class (1-9, X) 4   Units 2   29. Number of Cars   30. Consist Speed (Recorded speed if available)   Code   31. Time Table Direction   Code   1. North 3. East   4. Wig wags   7. Crossbucks 10. Flagged by crew   Crossing   2. Cantilever FLS 5. Hwy. traffic signals 8. Stop signs   11. Other (specify)   S. Standard FLS 6. Audible   9. Watchman   12. None   Code   33. Signaled Crossing Warning   34. Roadway Conditions   A. Direction of Warning   3. Standard FLS 6. Audible   9. Watchman   12. None   Code   S. Gode   S. God		5. Committee Hairri ulining 7. Fata Smitching B. Fasseriger Hairri Pushing 1. 1. A.A. 2. Vord 2. Ciding 4. Industry 1. T.P.A.C.K.									
Class (1-9,X) 4 Locomotive 2 33 E. Standard 48 mph E 2. South 4. West 4  32. Type of Crossing 1. Gates 4. Wig wags 7. Crossbucks 10. Flagged by crew Warning 2. Cantilever FLS 5. Hwy. traffic signals 8. Stop signs 11. Other (specify) 3. Standard FLS 6. Audible 9. Watchman 12. None (See reverse side for instructions and codes)  Code(s) 07   35. Location of Warning 1. Both Sides 2. Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 4. 1   1. Yes 2. No 3. Unknown 2   1. Went around the gate 6. Went aroundhru temporary barricade 2. Stopped and then proceeded 3. Did not stop 3. Did not stop 3. Did not stop 4. With the gate 1. Yes 2. No 3. Unknown 2   2. Stopped on crossing 8. Suicide/Attempted suicide 3. Permanent Structure 3. Apage 1. Went around the gate 6. Went aroundhru temporary barricade 2. Stopped on crossing 8. Suicide/Attempted suicide 3. Permanent Structure 3. Permane			1			•			,		Codo
32. Type of Crossing # 1. Gates # 4. Wig wags # 7. Crossbucks 10. Flagged by crew Crossing # 2. Cantilever FLS 5. Hwy. traffic signals # 8. Stop signs   11. Other * (specify)   3. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   5. Standard FLS 6. Audible   9. Watchman   12. None   Code   5. Standard FLS 6. Audible   5. Standard FLS 6. Audible Froperty Damage   5. Standard FLS 6			29. Nullii	Del Ol Cals			oorada opada ii al		1. North		1
1. Cates   4. Wilg wags   7. Crossbucks 10. Flagged by crew   2. Cantilever FLS 5. Hwy. traffic signals 8. Stop signs 11. Other (specify)   3. Standard FLS 6. Audible   9. Watchman 12. None   Code	4 Units	2	!	33	E. Estir	mated		· ·	2.000		_   4
Crossing Warning 2. Cantillever FLS 5. Hwy, traffic signals 8. Stop signs 11. Other (specify) 3. Standard FLS 6. Audible 9. Watchman 12. None Code Code (S) 07		Wig wags	7.	Crossbucks 10. Fla	agged by	crew	33. Signaled	d Crossing Warnir		Conditions	
Warning 3. Standard FLS 6. Audible 9. Watchman 12. None  Code (s) 07   35. Location of Warning 1. Both Sides 2. Side of Vehicle Approach 1 1. Yes 2. No 3. Unknown 2 1. Yes 2. No 3. Unknown 2 38. Highway Joser's Gender 40. Highway User's Age 1. Male Code 2. Female 0 1. Yes 2. No 3. Unknown 2 1. Yes 2. No 3. Unknown 2 1. Yes 2. No 3. Unknown 2 2 3. Stapped and then proceeded 3. Did not stop 4. Stopped on crossing 42. Driver Passed Standing Highway Vehicle Paperson 1 1. Yes 2. No 3. Unknown 2 2 3. Stapped and then proceeded 4. Driver Passed Standing Highway Vehicle 1 1. Permanent Structure 3. Passing Train 5. Vegetation 7. Other (specify) 1. Yes 2. No 3. Unknown 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8. All Driver was 1 1. Yes 2. No 3. Unknown 2 1. Yes 2. No 3. Unknown 3. Passing Train 5. Vegetation 7. Other (specify) 1. Yes 2. No 3. Unknown 1 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8. All Driver was 1 1. Yes 2. No 3. Unknown 1 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8. All Driver was 1 1. Yes 2. No 1 1. Yes 2. N	Crossing 2. Cantilever FLS 5.						(		B. Wet		
Code   O7	Warning	•	•			,	instructio	,	Diloo	l	Code
35. Location of Warning 1. Both Sides 2. Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Highway User's Gender User's Age 1. Male 2. Female 2. Female 3. Ode 3. Unknown 4. Highway User's Gender 4. Mark Temperature 4. Stopped and then proceeded 3. Diver Passed Standing 4. Stopped on crossing 5. Vegetation 7. Other (specify) 6. Highway Vehicle 7. Other (specify) 7. Stopped Name and trite 7. Other (specify) 8. Suicide/Attempted suicide 8. Suicide/Attempted suicide 1. Yes 2. No 1. Yes 3. No 1. Incl									E. Sand,Mud,I		
1. Both Sides 2. Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 40. Highway User Went Behind or in Front of Train and Struck or was Struck by Second Train Age 1. Male 2. Female 41. Yes 2. No 3. Unknown 42. Driver Passed Standing Highway Vehicle 1. Yes 2. No 3. Unknown 43. View of Track Obscured by 44. Driver was 45. Was Driver in the Vehicle? 46. Highway-Rail Crossing Users 46. Highway Vehicle Injured 47. Highway Vehicle Property Damage (est. dollar damage) 48. Total Number of People on Train 49. Railroad Employees 40. Do so Train 40. Highway Vehicle Property Damage (est. dollar damage) 50. Other (specify) 51. Yes 52. No 53. Unknown 54. Driver was 55. Other (specify) 55. Typed Name and Title 56. Signature 57. Date		I		36. Crossing \	Narning Ir	nterconnecte	ed	37. Cros			
2. Store of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 3. Opposite Side of Vehicle Approach 4. Highway User's Gender User's Age 1. Male 2. Female 1. Male 2. Female 1. Yes 2. No 3. Unknown 2. Female 2. Storped and then proceeded 2. Female 3. Did not stop 43. View of Track Obscured by (primary obstruction) 42. Driver Passed Standing Highway Vehicle 1. Yes 2. No 3. Unknown 2. Standing railroad equipment 4. Topography 45. Was Driver in the Vehicle? 46. Highway-Rail Crossing Users 47. Highway Vehicle Property Damage (est. dollar damage) 49. Railroad Employees 40. Driver Appears on Train 40. Railroad Employees 40. Opposite Standing 40. Highway Vehicle Property Damage (est. dollar damage) 40. Total Number of People on Train 40. Highway Vehicle Property Damage (est. dollar damage) 41. Yes 2. No 42. Driver Bassengers on Train 43. View of Track Obscured by (primary obstruction) 44. Driver was 45. Was Driver in the Vehicle? 46. Highway-Rail Crossing Users 47. Highway Vehicle Property Damage (est. dollar damage) 48. Total Number of Vehicle Occupants (including driver) 6. Highway Vehicle Occupants (including driver) 6. Highway Vehicle Property Damage (est. dollar damage) 50. Total Number of People on Train 51. Is a Rail Equipment Accident / Code 1. Yes 2. No 53a. Special Study Block 54. Narrative Description  (Be specific, and continue on separate sheet if necessary)	1. Both Sides		. Co	de with Highw	vay Signa	ls	1 (	Code Ligh	ts or Special Lights		Code
38.Hignway 39.Highway User's Gender Age User Went Behind or in Front of Train and Struck or was Struck by Second Train Structure Struct		roach	1	1	2. No 3	. Unknown		4.5	es 2. No 3. Unkn	nown	2
Age 1. Male Code 2. Female 1. Yes 2. No 3. Unknown 2 43. Did not stop 3. Did not stop 3. Did not stop 42. Stopped and then proceeded 3. Did not stop 43. Stopped on crossing 45. Stopped on crossing 45. Stopped on crossing 45. Stopped on crossing 45. Stopped on crossing 46. Stopped on crossing 47. Went thru the gate 47. Stopped on crossing 47. Stopped on crossing 48. Suicide/Attempted suicide 47. Stopped on crossing 48. Suicide/Attempted suicide 48. Stopped on crossing 48. Suicide/Attempted suicide 49. Passing Train 5. Vegetation 7. Other (specify) 6. Highway Vehicle 8. Not Obstructed 8. Stopped and then proceeded 7. Went thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 8. Not Obstructed 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 8. Not Obstructed 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 8. Suicide/Attempted suicide 8. Stopped and then proceeded 7. Vent thru the gate 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle 9. Not 1. Vent (specify) 6. Highway Vehicle Property Damage 8. Suicide/Attempted suicide 7. Other (specify) 6. Highway Vehicle Property Damage 9. Stopped and then proceeded 7. Vent (specify) 6. Highway Vehicle Property Damage 9. Stopped and then proceeded 7. Vent (specify) 6. Highway Vehicle Property Damage 9. Stopped and then proceeded 7. Vent (specify) 6. Highway Vehicle Property Damage 9. Stopped and then proceeded 7. Vent (specify) 6. Highway Vehicle Property Damage 9. Stopped and then proceeded 7. Vent (specify) 6. Highway Vehicle Property Pamage 9. Stopped and then proceeded 7. Vent			Highway Us	er Went Behind or in	Front of	Train 41.					
Age   1. Male   Code   2. Female   1. Yes   2. No   3. Unknown   2   4. Stopped on crossing   3. Did not stop   7. Went thru the gate   3. Did not stop   7. Dide   7. Went thru the gate   3. Did not stop   7. Went thru the gate   3. Did not stop   7. Dide   7. Went thru the gate   3. Did not stop   7. Dide   7. Went thru the gate   3. Did not stop   7. Went thru the gate   3. Did not stop   7. Dide   7. Went thru the gate   3. Did not stop   7. Dide   7.			and Struck	or was Struck by Sec				3			
42. Driver Passed Standing Highway Vehicle 1. Yes 2. No 3. Unknown 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicle 8. Not Obstructed 8 Casualties to: Killed Injured 44. Driver was Casualties to: Killed Injured 45. Highway Vehicle 8. Not Obstructed 8 45. Was Driver in the Vehicle? Code 1. Yes 2. No 1. Yes 2. Yes 2. Yes 3. Yes 3. Yes 3. Yes 3. Yes 3. Yes 3. Yes 4.			1 Yes 2 I	Jo 3 Unknown			<ol><li>Did not stop</li></ol>	7.	Went thru the gate	•	
Highway Vehicle 1. Yes 2. No 3. Unknown 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8  Casualties to: Killed Injured 44. Driver was Casualties to: Killed Injured 45. Was Driver in the Vehicle? Code 1. Killed 2. Injured 3. Uninjured 1 1. Yes 2. No 1 46. Highway-Rail Crossing Users 1 5 47. Highway Vehicle Property Damage (est. dollar damage) \$5,000 (including driver) 6  49. Railroad Employees 0 0 50. Total Number of People on Train 52. Passengers on Train 0 0 0 (include passengers and train crew) 51. Is a Rail Equipment Accident / Code 52. Passengers on Train 0 0 0 So. Total Number of People on Train 1. Yes 2. No 53a. Special Study Block Video Taken? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No No So. Special Study Block Video Used? Yes No So. Special Study Blo					)hscured l			ssing 8.	Suicide/Attempted	suicide	<u>'</u>
1. Yes 2. No 3. Unknown 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8  Casualties to: Killed Injured 44. Driver was 1. Killed 2. Injured 3. Uninjured 1. Yes 2. No 1. Yes 2. Yes 2. No 1. Yes 2. Yes 2. No 1. Yes 2. Yes	Ĭ		Code			-,	•	5 Vegetation	7. Other (spe	ecify)	Code
Casualties to: Killed Injured 1. Killed 2. Injured 3. Uninjured 1 1. Yes 2. No 1  46. Highway-Rail Crossing Users 1 5 47. Highway Vehicle Property Damage (est. dollar damage) \$5,000 (including driver) 6  49. Railroad Employees 0 0 50. Total Number of People on Train 51. Is a Rail Equipment Accident / Code Incident Report Being Filed 1. Yes 2. No 2  52. Passengers on Train 0 0 0 (include passengers and train crew) 53b. Special Study Block Video Taken? Yes No 53b. Special Study Block Video Used? Yes No 53b. Special Study Block  54. Narrative Description (Be specific, and continue on separate sheet if necessary)  55. Typed Name and Title 56. Signature 57. Date  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	1 * '		2				•	- U			
46. Highway-Rail Crossing Users  1 5 47. Highway Vehicle Property Damage (est. dollar damage) \$5,000  49. Railroad Employees  0 0 50. Total Number of People on Train 52. Passengers on Train 53a. Special Study Block  Video Taken? Video Used?  Video Used?  Video Used?  54. Narrative Description  (Be specific, and continue on separate sheet if necessary)  55. Typed Name and Title  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"	Convoltion to:	Killed	Injured		ad 0 11		1.				
49. Railroad Employees 0 0 50. Total Number of People on Train 51. Is a Rail Equipment Accident / Code Incident Report Being Filed 1. Yes 2. No 2  52. Passengers on Train 0 0 0 (include passengers and train crew) 1. Yes 2. No 2  53a. Special Study Block Video Taken? Yes No 53b. Special Study Block Video Used? Yes No 55. Typed Name and Title 55. Typed Name and Title 56. Signature 57. Date  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			'				1			nants	_   1
52. Passengers on Train  0 0 0 (include passengers and train crew)  1. Yes 2. No  1. Yes 2. No  53a. Special Study Block Video Taken? Video Used? Video Used? Video Used? Video Used? Video Used? Video Taken? Video	40. Highway-Itali Glossing Users	1	5	• ,		Damage	\$5,000				
52. Passengers on Train  0 0 0  1. Yes 2. No 2  53a. Special Study Block  Video Taken? Video Used?  Video Taken? Video Used?  Video Used?  Video Taken? Video Used?  Video Taken? Video Used?  Video Taken? Video Taken? Video Used?  Video Taken? Video Tak	49. Railroad Employees	0	0	50. Total Number of	f People o	n Train			•		Code
Video Used? Yes No  54. Narrative Description (Be specific, and continue on separate sheet if necessary)  55. Typed Name and Title  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"	52. Passengers on Train	0	0	(include passen	gers and	train crew)					2
54. Narrative Description (Be specific, and continue on separate sheet if necessary)  55. Typed Name and Title   56. Signature   57. Date  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"	53a. Special Study Block					53b. Spec	cial Study Block				
55. Typed Name and Title 56. Signature 57. Date  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	54 Narrative Description (D				2000000 = 11						
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	54. Narrative Description (Be S)	oecinc, and	i continue on	separate srieet if ne	ocessary)						
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											

TEDETICIE TO MERCOND ADMINISTRA	111011 (110	, v,		7,001	DEIN1/I	NOIDLIN	IXEI .	OITI						
1.Name of Reporting Railroad							1	Iphabetic Co	ode				d Accident/Incider	nt No.
Burlington Northern Railroad C	ompany [	BN]					В	BN				PO785		
2.Name of Other Railroad or Other I	Entity Filling	g for Equipm	ent Invo	olved in Train A	Accident/	Incident	2a. A	Alphabetic C	ode			2b. Railroad	d Accident/Incider	nt No.
3. Name of Railroad or Other Entity	Responsib	le for Track	Mainten	ance (single	entry)		3a. A	Alphabetic C	ode			3b. Railroad	d Accident/Incider	nt No.
Burlington Northern Railroad Co	ompany [F	BN]					Bì	N				PO785		
4. U.S. DOT Grade Crossing ID No.	•						5. D	ate of Accid			.	6. Time of A	Accident/Incident	
				099193	3C			1   2   2	day	198		9:40	AM 🗸	PM
7. Nearest Railroad Station			8.	Subdivision			9. C	County	<u>.                                    </u>	17	0.5	10. State		Code
TOPPENISH							'	YAKIMA				Abl	or. WA	53
11. City (if in a city) TOPPENIS	SH			12. Highwa	ay Name	or No.	EYEF	RS RD					Public 🗸 Pri	ivate
Hig	hway Use	er Involve	t						Rail	Equip	ment	Involved		
13. Type						17. Equip	ment			. ,	(moving)		ain pulling- RCL	
C. Truck-trailer F. Bus	3	J. Other Mo	tor Vehic	cle		1. T		units pulling)	6 1	. , .	(standing o(s) (m		ain pushing- RCL ain standing- RCL	
A. Auto D. Pick-up truck G. Sch	nool Bus	K. Pedestria	an		Code	2. T		units pushing	1)	ight loca		0,	MU Locomotive(s)	Code
B. Truck E. Van H. Mo	otorcycle	M. Other	specify)		В	3. T		(standing)	8. C	Other	(specify	·	MU Locomotive(s)	1
I		<i>(geographic</i> outh 3. East		not.	Code 2	18. Positi	on of C	ar Unit in Tr	ain		1			
16. Position 1. Stalled or stuck or						19. Circu	mstanc	e			1			
2. Stopped on Crossing 5 Blocked on crossing by gates Code									Code					
3. Moving over cross				· =	3	1. /\dll	- 401P11		g. 1444y				ingitway us	2
20a. Was the highway user and/or			I		Code	20b. Was	there	a hazardous	materi	ials rele	ase by			Code
in the impact transporting hazardous materials?  1. Highway User 2. Rail Equipment 3. Both 4. Neither  1. Highway User 2. Rail Equipment 3. Both 4. Neither														
20c. State here the name and quar								way coo.	z. rtan	Equipii			Old Tol	<u> </u>
·	,			, ,										
21. Temperature 22. Visibility (single entry) Code 23. Weather (single entry) Code														
(specify if minus) 0 °F 1.1	Dawn 2. [	Day 3. Dus	k 4. Dar	rk	2	1. Cle	ear 2. (	Cloudy 3. R	Rain 4.	Fog 5.	Sleet	6. Snow		1
24. Type of Equipment 1. Freight 1	 Γrain	5. Sing	le Car	9. Maint./in	spect. ca	ar D.EN	иU							
0 1 1		ulling 6. Cut	of cars	A. Spec. M	•		/U	<ol><li>Track Ty Equipm</li></ol>		•	ail	Code 2	6. Track Number	or Name
(single entry) 3. Commut	er Train-Pu	ulling 7. Yard	l/Switchi	ing B. Passeng	ger Train-	Pushing	Code					1.	aniai na i	
4. Work Train 8. Light loco(s) C. Commuter Train-Pushing 1 1. Main 2. Yard 3. Siding 4. Industry 1 SINGLE MAIN														
27. FRA Track 28. Number of		29. Num	ber of C	ars 30			ecorde	d speed if a	vailable	)	Code		ble Direction	Code
Class (1-9,X) Locomot	ive 2	2	,	21	R. Rec E. Estir				40 1	mph	E	1. North	n 3. East h 4. West	4
32. Type of				<del> </del>				33. Signaled	d Cross	ing Wa	rning		y Conditions	
1. Gates 4. Crossing	. Wig wags	7	Crossb	oucks 10. Flag	gged by o	rew		(See reve		-	_	A. Dry B. Wet		
2. Cantilever FLS 5. Warning	. Hwy. traffi	ic signals 8	Stop sig	gns 11. Oth	er (spec	ify)		instructio				C.Snow/Slu	sh	
3. Standard FLS 6.	. Audible	9	Watchn	man 12. Non	ne						Code	D.Ice E. Sand,Mu	d,Dirt,Oil,Gravel	Code
Code(s) 07												F.Water (St	anding, Moving)	
35. Location of Warning 1. Both Sides			30	6. Crossing W	•		ed				_	Illuminated b	•	
Side of Vehicle Approach		l C	ode	with Highwa					Code		-	Special Light		Code
3. Opposite Side of Vehicle App		1		1. Yes 2.		Unknown			2	1		2. No 3. Un	known	2
38.Hignway 39.Highway User's G	ender   40.			t Behind or in I Struck by Seco				ay User Int around th	ne gate			r (specify) t around/thru	temporary barric	ade
User's Age 1. Male	Code	and Struck	oi was c	Struck by Sect		Code		pped and th	en prod	ceeded		es, see instru		Code
2. Female		1. Yes 2.	No 3. l	Unknown		2		not stop pped on cro	esina			nt thru the gat cide/Attempte		3
42. Driver Passed Standing		Code	43. Vie	ew of Track Ob	oscured b			bstruction)	Jung		Juli			Code
Highway Vehicle		1		1. Perman	ent Struc	ture	3. Pa	assing Train	5. Ve	getatior	ı	7. Other (s	pecify)	1
1. Yes 2. No 3. Unknown		2	44 Del-		g railroa	d equipmer	nt 4. To	opography			/ehicles		structed	8 Code
Casualties to:	Killed	Injured		ver was Killed 2. Injur	ed 3. U	ninjured		1		was Dri . Yes		e Vehicle?		Code 1
46. Highway-Rail Crossing Users	1	0	47. Hig	hway Vehicle	Property			1 00 000				Vehicle Occ	upants	
49. Railroad Employees				<i>t. dollar dama</i> tal Number of l		n Train		\$2,200			g driver Equipm	) nent Accident	1	Code
	0	0		clude passeng				1	lı	ncident	Report	Being Filed	•	2
52. Passengers on Train 53a. Special Study Block	0   Video Ta		Yes	No			cial Str	udy Block	1 ′	1. Yes_	2. No			<u>_</u> _
	Video Ta	_	Yes	No										
54. Narrative Description (Be s	pecific, and	d continue o	separa	ate sheet if ned	cessary)									
I														
55 Typed Name and Title				5.0	Signatu	re						57 Date		
55. Typed Name and Title  NOTE: This report is part of the rep	orting railro	oad's accide	nt report		. Signatu		statute	and, as suc	h shall	not "be	admitte	57. Date	e or used for anv	purpose

TEDERAL RAILEROAD ADMINIOTRA	(11014 (110	1)		AOOI	DEN 1/1	NOIDEN	INEI OI	X I					
1.Name of Reporting Railroad							1	habetic Co	ode		1b. Railroad	Accident/Inciden	t No.
Burlington Northern Railroad C	ompany []	BN]					BN				PO728		
2.Name of Other Railroad or Other E	Entity Filling	g for Equipm	ent Involved	d in Train A	Accident/	Incident	2a. Alp	habetic C	ode		2b. Railroad	Accident/Inciden	t No.
3. Name of Railroad or Other Entity	Responsib	le for Track	Maintenanc	e (single	entry)		3a. Alp	habetic C	ode		3b. Railroad	Accident/Inciden	t No.
Burlington Northern Railroad Co	ompany [E	BN]					BN				PO728		
4. U.S. DOT Grade Crossing ID No.							5. Date of Accident/Incident 6. Time of Accident/Incident						
				99193	3C		1	month   2   1	day 0	1982	11:45	AM	PM 🗸
7. Nearest Railroad Station				odivision			9. Cou		.   0	1702	10. State	,	Code
TOPPENISH								AKIMA				· WA	53
11. City (if in a city) TOPPENIS	Н			12. Highwa	ay Name	or No. M	YERS F	RD				Public 🗸 Pri	vate
Higl	nway Use	er Involved	t						Rail E	Equipment	Involved		
13. Type						17. Equip			4. Ca			n pulling- RCL n pushing- RCL	
C. Truck-trailer F. Bus		J. Other Mo	tor Vehicle			1. Tr	· .	its pulling)	6 Lia	r(s) <i>(standin</i> e ht loco(s) <i>(n</i>		in standing- RCL	
A. Auto D. Pick-up truck G. Sch		K. Pedestria			Code	2. Tr 3. Tr		its pushing anding)	, -			U Locomotive(s)	Code
	torcycle	M. Other (	• • • • • • • • • • • • • • • • • • • •		A		•		8. Otl		) E. DMI	U Locomotive(s)	1
		<i>(geographic</i> outh 3. East	-		Code 2	18. Positio	on of Car	Unit in Tra	ain	1			
16. Position 1. Stalled or stuck on				by traffic		19. Circur	nstance						Code
Stopped on Crossi     Moving over crossi	- '	5. Blocked o	n crossing b	by gates	Code 3	1. Rail	equipmer	nt struck h	ighway ι	user 2. Rail e	equipment struc	k by highway us	
20a. Was the highway user and/or		ent involved	<u> </u>		1 3	20b. Was	there a h	nazardous	materia	ls release by			Code
in the impact transporting haz  1. Highway User 2. Rail Ed			Noithor		Code 4	1	. Highwa	v I Iser	2 Rail F	auinment '	3. Both 4. Nei	ither	
20c. State here the name and quan	<u> </u>			sed. if any		'	. i ligitwa	y OSEI	Z. IXali L	quipinient (	D. DOIII 4. INCI		
2001 Otato Horo the Hame and quan	, 00	.azaraoao	a.c., a. , c., c.		,								
21. Temperature 22. \	/isibility (s	single entry)			Code	23. Wea	ther (sir	ngle entry)	)				Code
(specify if minus) 30 °F 1. Dawn 2. Day 3. Dusk 4. Dark 4 1. Clear 2. Cloudy 3. Rain 4. Fog 5. Sleet 6. Snow 1								1					
24. Type of Equipment 1 Freight Train 5. Single Car 9 Maint /inspect car D FMU													
Consist 2. Passenger Train-Pulling 6. Cut of cars A. Spec. MoW Equip. E. DMU Equipment Involved 25. Track Type Used by Rail Code 26. Track Number or Name Equipment Involved													
(single entry)  3. Commuter Train-Pulling 7. Yard/Switching B. Passenger Train-Pushing Code SINGLE MAIN													
4. Work Tra	in	8. Ligh	t loco(s)	C. Commu	ter Train-	-Pushing	1 1.	Main 2.	Yard 3.	Siding 4. Indi	ustry   1 T	RACK	
27. FRA Track 28. Number of		29. Num	ber of Cars	30		Speed (Re	ecorded s	speed if av	/ailable)	Code	31. Time Tab		Code
Class (1-9,X) Locomoti 4 Units	ve 3	;	34		R. Rec E. Estir				45 m	ph E	1. North	<ol> <li>East</li> <li>West</li> </ol>	3
32. Type of					2. 20		33	. Signaled	d Crossin	g Warning	34. Roadway		
	Wig wags	7.	Crossbuck	s 10. Flaç	gged by o	crew		(0		<i>t</i>	A. Dry		
2. Cantilever FLS 5.	•	c signals 8.	Stop signs	11. Oth	er (spec	ify)		(See reve instruction			B. Wet C.Snow/Slush	า	
3. Standard FLS 6.	Audible	9.	Watchman	12. Non	ne					Code	D.Ice E. Sand.Mud.	Dirt,Oil,Gravel	Code
Code(s) 07												nding, Moving)	
35. Location of Warning				•	•	terconnect	ed			-	Illuminated by	Street	
Both Sides     Side of Vehicle Approach		l Co	ode w	ith Highwa	ay Signal	S		(	Code	_	Special Lights		Code
Opposite Side of Vehicle App	roach	1	1.	. Yes 2.	No 3	Unknown			2		2. No 3. Unkr	nown	2
38.Hignway 39.Highway User's Ge	ender 40.	Highway Us				-	Highway	User around th	aten a		er <i>(specify)</i> of around/thru to	emporary barrica	ade
User's Age 1. Male 10	Sada	and Struck	or was Stru	ск ву Ѕесс		Code		ed and th	•		es, see instruct		, Code
2. Female	Code	1. Yes 2.	No 3. Unkı	nown		2	3. Did no				nt thru the gate cide/Attempted		3
42. Driver Passed Standing		Code	43. View o		oscured b		4. Stopp	ed on cro truction)	ssing	0. Sui	cide/Attempted	Suicide	Code
Highway Vehicle				1. Perman		•	3 Pass	sing Train	5 Vege	etation	7. Other (sp	ecify)	
1. Yes 2. No 3. Unknown	1. Yes 2. No 3. Unknown 2 2. Standing railroad equipment 4. Topography 6. Highway Vehicles 8. Not Obstructed 8												
Casualties to:	Casualties to:  Killed Injured 44. Driver was 1. Killed 2. Injured 3. Uninjured 3 1. Yes 2. No 1												
46. Highway-Rail Crossing Users	0	2	47. Highwa	ay Vehicle	Property			. <del>-</del>			f Vehicle Occup		
49. Railroad Employees	0	0	50. Total N	ollar damag lumber of l		n Train		\$1,000	,	<i>cluding driver</i> a Rail Equipr	nent Accident /	4	Code
52. Passengers on Train	0	0	(include	e passeng	ers and t	rain crew)				cident Report Yes 2. No	Being Filed		2
53a. Special Study Block	Video Ta	1 - 1	Yes	No		53b. Spec	cial Study	y Block	1.	Yes Z. NO			
54. Narrative Description (Be s	Video Us	sed? I continue or	Yes n separate s	No heet if ned	cessarv)								
(200)			,50,0100										
55. Typed Name and Title				56	i. Signatu	re					57. Date		
NOTE: This report is part of the rep				suant to th	ne accide	ent reports s						or used for any	purpose
in any suit or action for damages gr	owing out o	of any matte	r mentioned	in said re	port" 4	9 U.S.C. 20	0903. Se	e 49 C.F.F	R. 225.7	(b).			

12/30/21 Yakima County Sheriff's Office 831 11:28 LAW INCIDENT TABLE Page: 1

City : TOPPENISH

: 18:45:28 06/16/2021 Occurred after Occurred before : 18:45:38 06/16/2021 : 18:46:13 06/16/2021 When reported

Date disposition declared : 06/17/2021 Incident number : 21C09900

Primary incident number

: AGENCY ASSIST AGENCY ASSIST : AGENCY ASSIST AGENCY AS: N MEYERS RD & S TRACK RD: WA Incident nature Incident address

State abbreviation : 98948 ZIP Code : VERIZON Contact or caller

Complainant name number

Area location code : C3W YCSO Precinct 3 West

Received by How received

Agency code

Responsible officer

: C3W YCSO FIECTHOR 3 HOLD
: Knack W
: 9 911 Line
: YCSO Yakima County Sheriff's Office
: Garcia Ad
: TAPI Traffic Accident, Pers Injury Offense as Taken

Offense as Observed

Disposition : CLO Closed Case

Misc. number : jr

: 256765 Geobase address ID Long-term call ID : 2577319

: CRO Cleared by Responding Officer Clearance Code

Judicial Status

### INVOLVEMENTS:

Рx	Record #	Date	Description	Relationship
NM	366146	 06/17/21	PERREAULT, ANDREW LEON	
NM	421590	06/17/21	KEPHART, TRAVIS	
NM	228719	06/16/21	WYENA, MARK DEWEY JR	
CA	2577319	06/16/21	18:46 06/16/21 ACCIDENT	' INJURY *Initiating Call
DS	75562	06/21/21	GREGORY TRI VC	

#### LAW INCIDENT NARRATIVE:

Yakima County Sheriff's Office - Incident Narrative Report

On 6/16/21 at approximately 1845 hours, I was dispatched to the area of N Meyers Rd and S Track Rd reference a train vs pedestrian collision. The conductor of the train reported possibly striking a pedestrian that was on the tracks in this area.

Upon arrival, I located a male on the south side of the train about 30 feet from the intersection. The male was face down and I observed a laceration to his left leg. I called out to the male with no response. I turned the male over and observed he had blood in his hair indicative of head trauma. Aid on scene and began working on the male. After a few minutes I was advised the male was deceased.

I recognized the male as Mark Wyena whom I had contacted the day prior in the same area after he was laying in the tracks and was nearly struck by the train as well. I was advised by Toppenish Pd officer Sinfuentes that Wyena had been contacted earlier in the day on the tracks as well.

I contacted the train conductor identified as Andrew Perrault who said he observed Wyena on the tracks just prior to being struck. Andrew said Wyena was seen on the tracks as the train approached the area and jumped off the tracks. Andrew said Wyena was then observed getting back on the tracks and running toward the train head on. Andrew said as the train got closer Wyena was observed turning around and running away from the train right before being struck by the train.

Tribal Pd arrived on scene and advised they had a detective in route to investigate the scene since Wyena was enrolled. I spoke to Andrew who advised the lead engine was #3977 with a train ID of X-KAHMEC8-15A. Andrew said there were a total of 116 cars attached to the main engine which was operated by BNSF out of Auburn Wa. I walked to the front of the train with Andrew and confirmed the horn, bell and lights were all in working order. I noted the car at the crossing was the 25th car in line and the end of the train was approximately one mile from the point of impact. I observed the rail road crossing had an ID number of 099193C. I noticed the rail road crossing in this area had light and bell combination which were functioning as well as wig wag flashing warning lights. I observed the arms were still down and all the warning lights on the arms were activated.

Andrew said the only other crew member on board was the engineer identified as Travis Kephart. Andrew said there was a crew that was going to be in route from the Pasco area to assist.

I contacted Sgt. Rojas who advised since Tribal Pd had investigators in route I could clear and release the scene to them. I then cleared with no further action taken.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima is true and correct, and I am entering my authorized user ID and password to authenticate it.

Date, Time:

Thu Jun 17 03:05:22 PDT 2021

Reporting Officer:

12/30/21	Yakima County Sheriff's Office
11:28	LAW INCIDENT TABLE

831 Page: 3

A Garcia #52

## LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense	code		Arson	Dama
1	TAPI	Traffic	Accident,	Pers Injury		0.00
2	TAFA	Traffic	Accident,	Fatal		0.00

## LAW INCIDENT RESPONDERS DETAIL:

Se	e Responding offi	Unit number	Unit number
	G ' 7.1	ar o	WANTED DEDUCE
	0012 0 2 01 1101	C52	YAKIMA CO SHERIFF DEPUTY
	Rojas J	C42	YCSO Sgt
3	Sifuentes, L	P310	Toppenish Patrol Unit

### LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date		
1	Kampert C		19:56:16	06/16/2021

CAD Call info/comments

m vs train train stopped 18:46:52 06/16/2021 - Knack W rp cannot see pt/on other side of train 18:46:53 06/16/2021 - Mora Carlos sees shoes in the middle of the rd 18:47:21 06/16/2021 - Mora Carlos rp on the other side of the tracks 18:47:26 06/16/2021 - Mora Carlos approach from the side 18:47:46 06/16/2021 - Mora Carlos south 18:48:25 06/16/2021 - Davis C H TRIBAL ENROUTE 18:49:10 06/16/2021 - Mora Carlos cont earlier with male last name of wayena 18:49:21 06/16/2021 - Mora Carlos nude male on the tracks at this loc 3 seperate calls 18:50:06 06/16/2021 - Mora Carlos mark wyena\* 18:50:24 06/16/2021 - Mora Carlos nn 89715 18:52:40 06/16/2021 - Mora Carlos bnfs / ticket 21115608 18:53:55 06/16/2021 - Mora Carlos - From: Garcia Ad 1 male down on the south side of the track east of crossing 18:54:35 06/16/2021 - Mora Carlos fire on scnee 18:54:39 06/16/2021 - Mora Carlos scene\* 18:56:05 06/16/2021 - Anderson L TP11 ADV WILL BE S OF THE TRACKS ON N MEYERS 18:56:36 06/16/2021 - Mora Carlos - From: Garcia Ad aid on scene 18:57:24 06/16/2021 - Anderson L TP11 ADV ALL OTHER UNITS CAN CANCEL 18:57:30 06/16/2021 - Anderson L AMR HANDLING, CODE 18:57:52 06/16/2021 - Mora Carlos - From: Garcia Ad subj enrl and 1 confirmed 19:00:46 06/16/2021 - Kampert C PER C37 BNSF RR TEAM COMING OUT OF SEATTLE

2 Rojas J 03:37:57 06/17/2021

Yakima County Sheriff's Office LAW INCIDENT TABLE

12/30/21 11:28

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Yakima County Sheriff's Office - Incident Narrative Report

On 06/16/21, I, Sgt. Rojas, assisted Deputy Garcia with a fatality accident involving a train and a pedestrian. When I arrived the victim, Mark Wyena, was pronounced deceased by aid personnel.

Mark was an enrolled tribal member and Yakama Nation PD requested to take over the investigation. Officials from BNSF were contacted and advised Yakama Nation PD would be their point of contact. I photographed the scene and placed the photos into DigitalOnQ and cleared with no further actions.

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing report, written in the County of Yakima, is true and correct. My typed name below is my signature

Date, Time:

Thu Jun 17 03:38:15 PDT 2021

Reporting Officer:

J. Rojas #42

12/30/21 Yakima County Sheriff's Office 831 11:28 LAW INCIDENT TABLE Page: 6

#### INVOLVEMENT DETAIL: Main Names Table

Name Number 366146 : PERREAULT Last name : ANDREW First name : LEON Middle name Suffix name

Street address

Street address

Sirth Date

Weight

City of residence

State abbreviation

ZIP Code

Driver's license number

Driver's license state

Home phone\_ number

Work telephone number

Soc sec number Suffix name State ID number FBI number : 5'09" Height : M Sex : M
: W N-White, Non-Hisp
: BRO Brown
: BRO Brown Race category Hair color Eye color Facial hair Glasses (corrective lenses) : Physical build Skin complexion Teeth condition Ethnic group Hair style Speech type : N : \*\*/\*\*/\*\*\* : Real Name (y/n): Death Date Alias name number . : NOGEO : paralt : INDIV Individual Geobase address ID Soundex name Name Type Gender 

### INVOLVEMENT DETAIL: Main Names Table

: 421590 Name Number : KEPHART Last name : TRAVIS First name Middle name Street address : 510 3rd ave NW
Birth Date : 05/16/1980
Weight : 0
City of residence : CHEHALIS
State abbreviation : WA
ZIP Code : 98532
Driver's license number :
Driver's license number Driver's license number

Driver's license state

Home phone\_ number

Work telephone number

: (360)869-3305

: ( ) -State ID number FBI number : " Height : M : W N-White, Non-Hisp : Sex Race category Hair color Eye color Facial hair Glasses (corrective lenses) : Physical build Skin complexion Teeth condition Ethnic group Hair style Speech type : N : \*\*/\*\*/\*\*\* Real Name (y/n): Death Date Alias name number Geobase address ID : NOGEO : cafad Soundex name : INDIV Individual Name Type : MAL Male Gender  12/30/21 Yakima County Sheriff's Office 831 11:28 LAW INCIDENT TABLE Page: 8

#### INVOLVEMENT DETAIL: Main Names Table

Name Number 228719 : WYENA Last name : MARK First name : DEWEY
: JR
: 15730 FORT RD
: 09/29/1997
: 165
: WHITE SWAN
: WA
: 98952
: WDL6B548093B
: WA
: (509)406-4199 CELL
: ( ) : 532-39-7078
: WA29966494 Middle name : DEWEY Suffix name Street address Birth Date Weight City of residence State abbreviation ZIP Code Driver's license number Driver's license state Home phone\_ number Work telephone number Soc sec number State ID number FBI number : 5'06" Height Sex : M : M : I I-American Indian or Alaska Na : BLK Black : BRO Brown Race category Hair color Eye color Facial hair Glasses (corrective lenses) : Physical build Skin complexion Teeth condition Ethnic group Hair style Speech type : N : 06/16/2021 : Real Name (y/n): Death Date Alias name number Geobase address ID 1893 : wan Soundex name Name Type : INDIV Individual

 12/30/21 Yakima County Sheriff's Office 831 Page: 11:28 LAW INCIDENT TABLE

INVOLVEMENT DETAIL: CAD Master Call Table

: ACCIDENT INJURY ACCIDENT - INJURY

Record number : 2577319

Call type (Law/Fire/EMS) : 1f

Call nature : ACCIDENT INJURY ACCIDENT

Priority of Call : 1

When Occured Earliest : 18:45:28 06/16/2021

When Occured Latest : 18:45:38 06/16/2021

When Reported : 18:46:13 06/16/2021

Respond-to Address : N MEYERS RD & S TRACK RD

City code : TOP

Person to Contact : VERIZON

Contacts Phone Number : (509)930-1971

Complainant name number : 9 911 Line

Who took Call : Knack W

Alarm ID number : Knack W

Alarm ID number

Geobase address ID : 256765

Directions number : 900 A.D. LN # NW Call Received? (Y/N) : Y

Hold Until : \*\*:\*\*\*\* \*\*/\*\*/\*\*

: \*\*:\*\*: \*\* \*\*/\*\*/\*\*\* Hold Until

Plate number of stopped veh :

Plate state abbreviation :

Determinant

12/30/21 Yakima County Sheriff's Office 831 11:28 LAW INCIDENT TABLE Page: 10

#### INVOLVEMENT DETAIL: Dissemination Table

Disseminator : Conway V

When Disseminated : 13:50:21 06/21/2021

Agency : YCSO Yakima County Sheriff's Office

Dissemination Number : 75562

Organization : BNSF

Recipient : GREGORY TRI

Address : GREGORY.TRI@BNSF.COM

Reason for Inquiry : INV
Dissemination Method : EMAIL

Information Disseminated : (see below)

To: Yakima County Sheriff's Office - Records Section

1 page(s) - includes cover page

Subject: Incident Report Request - 21C09900

From: Greg Tri - Senior Special Agent

Date: 06/17/2021

BNSF Railway Police 3940 N. Railroad Ave.

Pasco WA. 99301

Telephone: (509) 851-3123

Email: gregory.tri@bnsf.com

FAX: (509) 546-3258

COMMENTS: When available, could I please get a copy of the officer reports for case number 21C09900 which are related to a trespasser strike at the N. Meyers Road crossing involving a BNSF train.

Thank you.

### CONFIDENTIAL

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### **MEMO TO FILE**

**DATE**: March 30, 2022

FROM: Katie Hancock, Transportation Specialist

**SUBJECT: Apparent Cause of Death for UTC Crossing Accident 17203** 

Per a phone conversation on March 30, 2022, with Yakima County Medical Examiner's Office at 509-574-1610, the cause and manner of death of Mark Wyena struck by a train in Toppenish, Yakima County, at rail crossing USDOT 099193C, on June 16, 2021, were as follows:

Cause of death: Blunt force injuries to the head and body

Manner of death: Accident