

[Service Date December 17, 2007]

December 17, 2007

**NOTICE CONCERNING TELEPHONIC PARTICIPATION
AT PREHEARING CONFERENCE
(Set for December 20, 2007, at 10:00 a.m.)**

RE: *BNSF Railway Company v. City of Mt. Vernon*, Docket TR-070696

TO ALL PARTIES:

On December 14, 2007, Kevin Rogerson, counsel for the City of Mount Vernon, left a voicemail with the Commission seeking permission to appear by telephone in the prehearing conference set for December 20, 2007. Judge Torem granted this request.

Any party may appear telephonically at the prehearing conference scheduled to convene at 10:00 a.m., December 20, 2007, by calling in to the Commission's conference bridge line, (360) 664-3846. Please dial in a few minutes prior to the prehearing conference.

As noted in a previous Notice dated November 9, 2007, the main purpose of the upcoming conference is to finalize witness scheduling, formally mark exhibits that will be used during the hearing, and handle any other pertinent procedural details. On the morning of the conference, Judge Torem will circulate (via e-mail) a draft Exhibit List incorporating all parties' proposed exhibits and corresponding cross-examination exhibits for each witness. Please ensure that you have this document available during the conference.

If you have any questions concerning this Notice, please contact me at (360) 664-1138 or at atorem@utc.wa.gov.

Sincerely,

ADAM E. TOREM
Administrative Law Judge