

STATE OF WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

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June 1, 2015

NOTICE SUSPENDING PROCEDURAL SCHEDULE (Proposed Revised Procedural Schedule due by 5:00 p.m. on Friday, July 31, 2015)

AND

NOTICE OF MEDIATED SETTLEMENT CONFERENCE (Set for Tuesday, July 28, 2015, at 9:00 a.m.)

RE: City of Woodinville v. Eastside Community Rail and Ballard Terminal Rail Dockets TR-143902 and TR-143903

TO ALL PARTIES:

On November 18, 2014, the City of Woodinville filed petitions seeking approval to reconstruct a highway-rail grade crossing and install an inter-tie between a highway signal and a railroad crossing signal system at USDOT Crossing Nos. 091797E and 092050F. On March 19, 2015, the Commission convened a prehearing conference in both proceedings, consolidated the dockets, and adopted a procedural schedule that includes a hearing set for July 14, 2015, at 9:30 a.m., and continuing on July 15, 2015, as needed. On April 13, 2015, the parties participated in a settlement conference mediated by Administrative Law Judge Dennis Moss.

On April 15, 2015, Commission staff (Staff) notified the Commission that the parties had made progress toward settlement during the mediated settlement conference and requested the deadlines for filing testimony be suspended to allow additional time for alternative dispute resolution. On April 16, 2015, the Commission issued a Notice Suspending Deadlines for Filing Testimony and Notice Requiring Filing of Status Report by May 19, 2015.

On May 19, 2015, Staff filed a Status Report on behalf of the parties. The City of Woodinville and Eastside Community Rail and Ballard Terminal Rail do not believe a second mediation session would be productive at this time, but may be useful once additional information is received from the Washington State Department of Transportation (WSDOT). Both Staff and WSDOT believe a second mediated settlement conference would be productive if scheduled 30-60 days from now. Accordingly, we find good cause to schedule a mediated settlement conference in approximately 60 days, on July 28, 2015, to allow time for the parties to gather additional information and engage in further discussion. The parties shall submit a revised procedural schedule no later than 5:00 p.m. on Friday, July 31, 2015, that includes proposed dates and a location for an evidentiary hearing in Woodinville.

THE COMMISSION GIVES NOTICE That the procedural schedule in Dockets TR-143902 and TR-143903 is suspended. The parties shall submit a revised proposed procedural schedule by 5:00 p.m. on Friday, July 31, 2015.

THE COMMISSION GIVES FURTHER NOTICE That a second mediated settlement conference will be held on Tuesday, July 28, 2015, at 9:00 a.m., at the Commission's headquarters in Olympia.

RAYNE PEARSON Administrative Law Judge