

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

BNSF RAILWAY COMPANY,)	
)	DOCKET TR-070696
)	
Petitioner,)	
)	
v.)	JOINT LIST OF INTERVENORS
)	SKAGIT COUNTY, FIRE
CITY OF MOUNT VERNON)	PROTECTION DISTRICT NO. 3,
)	WESTERN VALLEY FARMS
Respondent.)	AND RESPONDENT MOUNT
And)	VERNON OF CROSS-
)	EXAMINATION WITNESSES
SKAGIT COUNTY, WASHINGTON)	AND EXHIBITS
STATE DEPARTMENT OF)	
TRANSPORTATION, and WESTERN)	
VALLEY FARMS, LLC,)	
)	
Intervenors)	
)	
.....)	

/ **PRELIMINARY WITNESS LIST.** Intervenors, Skagit County, Fire Protection District No. 3, West Valley Farms and Respondent Mount Vernon by and through their attorney(s) of record, Stephen R. Fallquist, Deputy Prosecuting Attorney for Skagit County, Kevin Rogerson, City Attorney for Mount Vernon, Gary Jones, Attorney for West Valley Farms, LLC, and Brian Snure, Attorney for Fire Protection District No. 3 (the Parties) does hereby submit the following consolidated list

RESPONDENT AND INTERVENORS JOINT CROSS EXAMINATION LIST 01

identifying the individual witnesses the Parties wish to cross-examine, submission of estimates of cross-examination times, and copies of anticipated cross-examination exhibits pursuant to the Notice of Hearing Schedule; Notice of Prehearing Conference dated November 9th, 2007.

- 2 Intervenor identified above and Respondent intend to cross examine the following individuals:

Megan McIntyre. Estimated Time for Cross Examination: 45 Minutes

Foster Peterson. Estimated Time for Cross Examination: One Hour

Daniel MacDonald. Estimated Time for Cross Examination: One Hour

Stuart Gordon. Estimated Time for Cross Examination: 45 Minutes

Gary Norris. Estimated Time for Cross Examination: One Hour

Jeffrey Schultz. Estimated Time for Cross Examination: 30 Minutes

- 3 Intervenor identified above and Respondent submit the following cross-examination exhibits copies of which are attached:


TABLE OF EXHIBITS

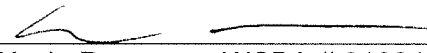
Identification		Description of Exhibit
Exhibit ____		U.S. Dept. of Transportation Federal Railroad Administration Railroad-Highway Crossing handbook Second Edition updated August 2007
Exhibit ____		U.S. Dept. of Transportation Federal Railroad

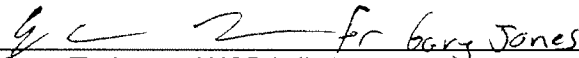
RESPONDENT AND INTERVENORS JOINT CROSS EXAMINATION LIST 01


Identification		Description of Exhibit
		Administration Dec. 17, 2007 Accident Prediction Report for Skagit County
Exhibit ____		U.S. Dept. of Transportation Federal Railroad Administration summary of accident information for Skagit County.
Exhibit ____		Series of Overview of photos of Hickox Road and Old 99 Road West of the RR Crossing with sketch of proposed turnarounds.

DATED this 19th day of December 2007

 for Stephen R. Fallquist †
 Stephen R. Fallquist, WSBA # 31678
 Deputy Prosecuting Attorney, Civil Division
 Skagit County


 Kevin Rogerson, WSBA # 31664
 City Attorney
 City of Mount Vernon

 for Gary Jones
 Gary T. Jones, WSBA #5217
 Attorney for Intervenors Boon and Western
 Valley Farms, LLC

 for Brian Snure
 Brian K. Snure, WSBA # 23275
 Attorney for Skagit County
 Fire Protection District No. 3, Intervenor

CERTIFICATE OF SERVICE

Chrissy Sprouse states and declares as follows:

I am a citizen of the United States of America, over 18 years of age and competent to testify to the matters set forth herein. On December 19, 2007, I caused to be served by first class mail, postage prepaid, a true and correct copy of the foregoing document entitled PRELIMINARY WITNESS LIST OF SKAGIT COUNTY on the following:

JOHN LI, MANAGER
PUBLIC PROJECTS
BNSF RAILWAY COMPANY
2454 OCCIDENTAL AVE S, STE 1A
SEATTLE WA 98134-1451

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SNURE LAW OFFICE
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ADAM E. TOREM

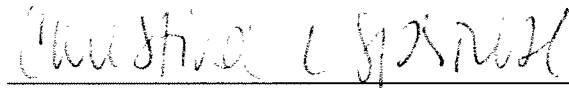
RESPONDENT AND INTERVENORS JOINT CROSS EXAMINATION LIST 01

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STEPHEN R. FALLQUIST
CIVIL DEPUTY PROS. ATTY
605 S. 3RD STREET
COURTHOUSE ANNEX
MOUNT VERNON, WA 98273

DATED this 19 day of December, 2007.


, Legal Assistant