

advised the company. On May 22, 2012, after reviewing staff's findings, EWG filed a request for an extension of time to correct the project documentation and make adjustments to signage already applied for under the project. Due to demands with train operations, EWG expects to begin work on the project complete by June 11, 2012. No new expenditures were incurred after March 1, 2012.

FINDINGS AND CONCLUSIONS

- 5 (1) After reviewing EWG's request, and giving due consideration to all relevant matters and for good cause shown, the Commission grants the extension of time to July 13, 2012.

ORDER

THE COMMISSION ORDERS:

- 6 The request of Eastern Washington Gateway Railroad for an extension of time to complete the crossing safety upgrades is granted, subject to the following conditions:
- (1) Expenditure from the Grade Crossing Protective Fund must not exceed \$24,444.16.
 - (2) The work for which the Grade Crossing Protective Fund disbursement was approved must conform to the project description specified in the application.
 - (3) Eastern Washington Gateway Railroad must sign and return the attached revised project agreement by June 6, 2012.
 - (4) Payment will be made upon presentation of claim for reimbursement and verification by Commission Staff that the work has been satisfactorily completed.
 - (5) The project must be completed and the associated request for reimbursement from the Grade Crossing Protective Fund must be filed with the Commission no later than July 13, 2012.

The Commissioners have delegated authority to the Executive Secretary to enter this Order pursuant to RCW 80.01.030 and WAC 480-07-904((1)(a)).

DATED at Olympia, Washington, and effective May 23, 2012.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DAVID W. DANNER, Executive Director and Secretary

NOTICE: This is an order delegated to the Secretary for decision. In addition to serving you a copy of the decision, the Commission will post on its Internet Web site for at least fourteen (14) days a listing of all matters delegated to the Secretary for decision. You may seek Commission review of this decision. You must file a request for Commission review of this order no later than fourteen (14) days after the date the decision is posted on the Commission's Web site. The Commission will schedule your request for review for consideration at a regularly scheduled open meeting. The Commission will notify you of the time and place of the open meeting at which the Commission will review the order.

The Commission will grant a late-filed request for review only on a showing of good cause, including a satisfactory explanation of why the person did not timely file the request. A form for late-filed requests is available on the Commission's Web site.

This notice and review process is pursuant to the provisions of RCW 80.01.030 and WAC 480-07-904(2) and (3).