

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

BNSF RAILWAY COMPANY,

Complainant

v.

YAKIMA COUNTY,

Respondent.

DOCKET TR-140383

NOTICE OF APPEARANCE AND  
ASSOCIATION OF COUNSEL ON  
BEHALF OF THE CONFEDERATED  
TRIBES AND BANDS OF THE  
YAKAMA NATION

TO: STEVEN V. KING, Executive Director and Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, Washington, 98504-7250; and

TO: PARTIES OF RECORD:

1. PLEASE TAKE NOTICE THAT THE UNDERSIGNED hereby appear as counsel of record, and are associated in this matter as co-counsel for intervenor Confederated Tribes and Bands of the Yakama Nation (“Yakama Nation”). Please continue to serve all further pleadings, notice, documents, and other papers in this matter on co-counsel Ethan Jones at Yakama Nation Office of Legal Counsel as well as upon the appearing attorneys at the following business address or email address:

R. JOSEPH SEXTON  
GALANDA BROADMAN, PLLC  
8606 35<sup>th</sup> Avenue NE, Ste. L1  
P.O. Box 15146  
Seattle, WA 98115  
joe@galandabroadman.com

2. PLEASE TAKE FURTHER NOTICE THAT this notice is offered without waiver of any objections or defenses under tribal, state, or federal laws, including, but not limited to, the sovereign immunity of the Yakama Nation.

Signed at Yakima, WA this 24<sup>th</sup> day of October, 2014.



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Gabriel S. Galanda, WSBA #30331  
Anthony S. Broadman, WSBA #39508  
R. Joseph Sexton, WSBA #38063  
Attorney for Confederated Tribes and  
Bands of the Yakama Nation  
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## CERTIFICATE OF SERVICE

I, R. Joseph Sexton, declare as follows:

1. I am now and at all times herein mentioned a legal and permanent resident of the United States and the State of Washington, over the age of eighteen years, not a party to the above-entitled matter, and competent to testify as a witness.

2. I am employed with the law firm of Galanda Broadman PLLC, 8606 35<sup>th</sup> Ave. NE, Suite L1, Seattle, WA 98115.

3. On October 24, 2014, I submitted the foregoing document for filing with the Washington Utilities and Transportation Commission via United States Postal Service and through the Commission's Web Portal, and provided service to the following parties via electronic mail and United States mail:

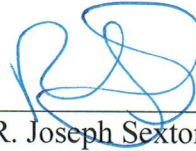
Counsel for Petitioner, BNSF Railway  
Tom Montgomery  
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Seattle, WA 98101

Counsel for Respondent, Yakima County  
Kenneth W. Harper  
Menke Jackson Beyer, LLP  
807 North 39th Avenue  
Yakima, WA 98902

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The foregoing statement is made under penalty of perjury and under the laws of the State of Washington and is true and correct.

Signed at Yakima, Washington, this 24th day of October, 2014.



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R. Joseph Sexton, WSBA #38063