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STATE OF OREGON  
UTIL. AND TRANSP.  
COMMISSION

BEFORE THE WASHINGTON STATE  
UTILITIES AND TRANSPORTATION COMMISSION

CITY OF KENNEWICK,

NO. TR-040664

Petitioner,

MOTION FOR CONTINUANCE

vs.

UNION PACIFIC RAILROAD,

Respondent.

1. Status. Union Pacific Railroad Company and the city of Kennewick have both agreed to the terms for moving Union Pacific's interchange operation with the Tri-City & Olympia Railway from Kennewick to Wallula Junction. This would allow Center Parkway to be extended between Gage Boulevard and Tapteal Drive without interfering with interchange operations. Unfortunately, Union Pacific needs BNSF Railway's permission to allow the Tri-City & Olympia Railway to operate over joint UP/BNSF to reach Wallula and does not yet have that permission. While BNSF has told UP it will likely consent, BNSF has not yet done so. UP expects a formal response by BNSF within the next week or two. Union Pacific and the Tri-City & Olympia Railway would both like to move the interchange to Wallula, but will need some time to work out the details of the change in the interchange point, once they have BNSF's permission to proceed.

2. Request for Continuance. Union Pacific and the city of Kennewick request a 30-day extension, until May 23, 2005 to either inform the WUTC that the necessary third party

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1 consents have been received, allowing them to go forward with moving the interchange to  
2 Wallula, or to propose a new schedule for the administrative hearing.

3 3. Notice. Notice of this request for extension is being served electronically on all  
4 parties.

5 DATED this 22nd day of April, 2005.

6 CITY OF KENNEWICK

KILMER VOORHEES & LAURICK, P.C.

7 *Carolyn L. Larson for John Ziobro*  
8 *(approved by phone)*  
9 John S. Ziobro,  
Attorney for Petitioner

*Carolyn L. Larson*  
Carolyn L. Larson, WSBA 29016  
Of Attorneys for Respondent  
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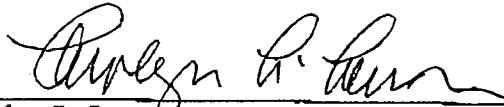
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**CERTIFICATE OF SERVICE**

I certify that on this 22nd day of April, 2005, the foregoing MOTION FOR CONTINUANCE was served on the following ELECTRONICALLY, addressed as follows:

- C. Robert Wallis – bwallis@wutc.wa.gov
- Jonathan Thompson – jthomso@wutc.wa.gov
- Sally Johnston – sjohnsto@wutc.wa.gov
- John Ziobro - john.ziobro@ci.kennewick.wa.us



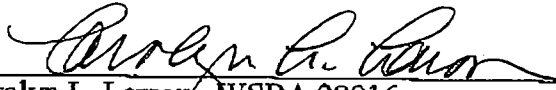
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Carolyn L. Larson, WSBA 29016  
Of Attorneys for Respondent

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Carolyn L. Larson, WSBA 29016  
Of Attorneys for Respondent