



**Washington State
Department of Transportation**
Paula J. Hammond, P.E.
Secretary of Transportation

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COMMISSION

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March 21, 2008

Kathy Hunter, Transportation Safety Compliance Manager
Washington Utilities and Transportation Commission
PO Box 47250
Olympia, WA 98504-7250

Subject: Waiver of Hearing for TR-072334

Dear Ms. Hunter:

I have enclosed the Washington State Department of Transportation's waiver of hearing regarding the Eastern Washington Gateway Railroad Company's petition in Docket TR-072334 to upgrade the signal heads and bungalow at SR-28 the grade crossing in Davenport, Washington.

Please contact me at (360) 705-7271 if you have any questions or need additional information

Sincerely,

Ahmer Nizam
WSDOT Railroad Liaison

cc: Harold White, WSDOT ER Traffic
Mike Rowswel, WSDOT Rail

Waiver of Hearing by Respondent
TR-072334

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COMMISSION

Waiver of Hearing

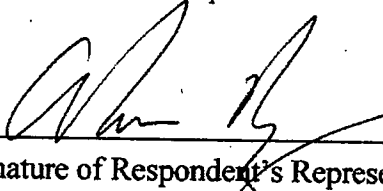
The undersigned represents the Respondent in the petition to install highway-rail grade crossing warning signals at the following crossing.

USDOT Crossing No. 066029G UTC Crossing No. 51A49.90

We have investigated the conditions at the crossing. We are satisfied the conditions are the same as described by the Petitioner in this docket. We agree to the modifications of the warning signals and consent to a decision by the commission without a hearing.

Dated at Olympia, Washington, on the 19th day of
March, 2008.

Ahmer Nizam, Wa. State Dept of Trans.
Printed name of Respondent


Signature of Respondent's Representative

HQ Railroad Liaison
Title

360-705-7271
Phone number and e-mail address

nizam@wsdot.wa.gov

Po Box 47329 Olympia WA 98504
Mailing address