

Section 13 - Waiver of Hearing by Respondent

Waiver of Hearing

USDOT 085400 D

The undersigned represents the Respondent in the petition to modify a highway-railroad grade crossing.

We have investigated the conditions at the crossing proposed for modification. We are satisfied the conditions are the same as described by the Petitioner in this docket. We agree the crossing be modified and consent to a decision by the commission without a hearing.

Dated at Tacoma, Washington, on the 17<sup>th</sup> day of July, 20 08.

Alan Hardy  
Printed name of Respondent

Alan Hardy  
Signature of Respondent's Representative

Interim Superintendent  
Title

253-502-8896 alan.hardy@cityoftacoma.org  
Phone number and e-mail address

Tacoma Rail

2601 SR 509, N. Frontage Rd, Tacoma WA  
Mailing address 98421