

Section 12 – Waiver of Hearing by Respondent

**Waiver of Hearing (BEACH STREET @ WHITMAN STREET INTERSECTION)**

The undersigned represents the Respondent in the petition to construct or reconstruct a highway-railroad grade crossing.

We have investigated the conditions at the proposed or existing crossing site. We are satisfied the conditions are the same as described by the Petitioner in this docket. We agree crossing be installed or reconstructed and consent to a decision by the commission without a hearing.

Dated at Olympia, Washington, on the 26<sup>th</sup> day of August, 20 08.

**WASHINGTON STATE DEPT. OF TRANSPORTATION  
STATE RAIL OFFICE - Freight Systems Division  
310 Maple Park Avenue S.E.  
P. O. Box 47407  
Olympia, WA. 98504-7407**

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**Michael E. Rowswell, Special Initiatives Manager**

Michael E. Rowswell

Printed name of Respondent

Michael E. Rowswell

Signature of Respondent's Representative

**Michael E. Rowswell, Special Initiatives Manager**

Title

**360-280-4540 & Fax# 360-705-6821**

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