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March 6, 2018

Rayne Pearson
Administrative Law Judge
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Dr. SW
P. O. Box 47250
Olympia, Washington 98504-7250

RE: *Washington State Dep't of Transportation v. BNSF Railway Company*
Docket TR-171142

Dear Judge Pearson:

On March 5, 2018, WSDOT, BNSF, and Commission Staff attended a mediation conference in the above docket. I am authorized to report that the parties have reached a tentative agreement that will resolve this matter without a hearing. As such, the parties would request the schedule for the hearing be suspended. No later than Monday, April 9, 2018, WSDOT will file a revised Petition to Modify Highway-Rail Crossing Active Warning Devices that includes an updated plan. The revised Petition will include a signed Waiver of Hearing from BNSF. Upon receipt of the revised Petition and Waiver of Hearing, the Commission may enter an order without a hearing.

Sincerely,

/s/ *Julian Beattie*, WSBA No. 45586
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cc: Parties

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