



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
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March 9, 2018

NOTICE SUSPENDING PROCEDURAL SCHEDULE

RE: *Washington State Department of Transportation v. BNSF Railway Company*
Docket No. TR-171142

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TO ALL PARTIES:

On November 20, 2017, the Washington State Department of Transportation (WSDOT) filed with the Washington Utilities and Transportation Commission (Commission) a Petition seeking approval to modify highway-rail grade crossing warning signals along SR-223 at Toppenish, Yakima County (Petition).

On November 21, 2017, the Commission sent a letter to BNSF Railway Company (BNSF) requesting a response to the Petition within 20 days indicating its support or opposition.

On December 23, 2017, BNSF filed with the Commission a notice of opposition and requested that the matter be scheduled for hearing.

On February 16, 2018, following a prehearing conference, the Commission entered Order 01, Prehearing Conference Order, which established a procedural schedule that included a mediation conference set for March 5, 2018.

On March 6, 2018, Commission staff (Staff) filed with the Commission a letter stating that the parties had reached a tentative agreement that will resolve this matter without a hearing. Staff represents that WSDOT will file a revised Petition that includes an updated plan and a signed waiver of hearing from BNSF no later than April 9, 2018. In light of the parties' agreement, Staff requests the Commission suspend the procedural schedule.

Pending receipt of WSDOT's revised Petition, the Commission finds good cause to suspend the procedural schedule.

THE COMMISSION GIVES NOTICE That it suspends the procedural schedule in this docket.

RAYNE PEARSON
Administrative Law Judge