

BEFORE THE WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION

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BNSF RAILWAY COMPANY,	)	DOCKET NO. TR-150189
	)	
Petitioner,	)	
	)	NOTICE OF UNAVAILABILITY OF
vs.	)	BRADLEY SCARP
	)	
WHATCOM COUNTY,	)	
	)	
Respondent.	)	

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**TO:** STEVEN V. KING, Executive Director and Secretary, WUTC, P.O. Box 47250,  
Olympia, WA 98504, and PARTIES OF RECORD.

YOU AND EACH OF YOU WILL PLEASE TAKE NOTICE that Bradley Scarp, lead counsel for Petitioner BNSF in the above entitled matter, will be absent from the office from August 13, 2015 until further notice. During this period Mr. Scarp will be unavailable for meetings, telephone conferences, hearings, motions, and court appearances, or to respond to correspondence or emails, proposals, motions or scheduling requests pertaining to this case.

IT IS HEREBY REQUESTED that opposing counsel(s) address all matters in this case to attorney Kelsey Endres at Montgomery Scarp, PLLC

DATED this 13 day of August, 2015.

Montgomery Scarp, PLLC



Bradley Scarp, WSBA # 21453  
Attorney for Petitioner  
[Brad@montgomeryscarp.com](mailto:Brad@montgomeryscarp.com)



Kelsey Endres, WSBA # 39409  
Attorney for Petitioner  
[Kelsey@montgomeryscarp.com](mailto:Kelsey@montgomeryscarp.com)

**CERTIFICATE OF SERVICE**

I am over the age of 18; and not a party to this action. I am the assistant to an attorney with Montgomery Scarp PLLC, whose address is 1218 Third Avenue, Suite 2500, Seattle, Washington, 98101.

I hereby certify that the original and 12 copies of Petitioner's *NOTICE OF UNAVAILABILITY OF BRADLEY SCARP* have been sent by VIA FED EX to Steven King at WUTC and a PDF version sent by electronic mail. I also certify that true and complete copies have been sent to the following interested parties via U.S. Mail:

Daniel L. Gibson  
Chief Civil Deputy  
Prosecuting Attorney  
Whatcom County  
311 Grand Ave., Suite 201  
Bellingham, WA 98225

Joseph P. Rutan  
County Engineer/Interim PW Director  
Whatcom County Public Works Dept.  
322 N. Commercial St., Suite 210  
Bellingham, WA 98225

Julian Beattie  
Assistant Attorney General  
1400 S. Evergreen Park Drive SW  
P.O. Box 40128  
Olympia, WA 98504-0128

I declare under penalty under the laws of the State of Washington that the foregoing information is true and correct.

DATED this 13 day of August, 2015 at Seattle, Washington.



Pamela Ruggles, Paralegal