

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24A-0159R

IN THE MATTER OF THE APPLICATION OF THE COLORADO DEPARTMENT OF TRANSPORTATION FOR AUTHORITY TO REPLACE TRAFFIC SIGNAL CABINET AND ADD BLANK OUT SIGNS AT US 85 AND DUCKWOOD RD, MILE POST 86.18, BNSF RAILWAY, US DOT NO. 440805J IN THE CITY OF FOUNTAIN, EL PASO COUNTY, STATE OF COLORADO.

**INTERIM DECISION
SCHEDULING PREHEARING CONFERENCE**

Mailed Date: August 5, 2024

I. STATEMENT

1. On April 2, 2024, the Colorado Department of Transportation (“CDOT”) filed the above-captioned application (“Application”) requesting authority to add a blank out sign, advance flashing warning beacons, and a modification to the preemption timing at the Duckwood Road crossing of BNSF Railway Company (“BNSF”) and Union Pacific Railroad Company (“UPRR”) on the BNSF Pikes Peak Subdivision, railroad milepost 86.18, National Inventory No. 440805J, in the City of Fountain, County of El Paso, in the State of Colorado.

2. Notice of the Application was provided by the Commission to all interested persons, including adjacent property owners pursuant to § 40-6-108(2), C.R.S., on April 10, 2024.

3. By Decision No. C24-0380-I, issued June 6, 2024, the matter was referred to an administrative law judge (“ALJ”) for determination of completeness, disposition of the interventions, and a determination of the merits of the Application.

4. By Decision No. R24-0539-I, issued July 25, 2024, CDOT, BNSF, and UPRR were established as the parties to this proceeding.

5. In anticipation of the hearing, the undersigned ALJ is setting a remote prehearing conference in accordance with Rule 1409(a) of the Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1.

II. **ORDER**

A. **It Is Ordered That:**

1. A fully remote prehearing conference in this Proceeding is scheduled as follows:

DATE: July 19, 2024

TIME: 11:00 a.m.

PLACE: Join by videoconference using Zoom

2. All participants must comply with the requirements in Attachment A to Decision No. R24-0474-I.

3. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge