

Decision No. R04-1159-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-392R

IN THE MATTER OF THE COLORADO DEPARTMENT OF TRANSPORTATION FOR AUTHORITY TO INSTALL A NEW FLASHING LIGHT SIGNAL WITH AUTOMATIC GATE ARM AT THE CROSSING OF THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACK AT COMMERCIAL STREET IN THE CITY OF TRINIDAD, LAS ANIMAS COUNTY, STATE OF COLORADO.

DOCKET NO. 04A-393R

IN THE MATTER OF THE APPLICATION OF THE COLORADO DEPARTMENT OF TRANSPORTATION FOR AUTHORITY TO INSTALL NEW FLASHING LIGHT SIGNALS WITH AUTOMATIC GATE ARMS AT THE CROSSING OF THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACK AT UNIVERSITY STREET (STATE HIGHWAY 12) IN THE CITY OF TRINIDAD, LAS ANIMAS COUNTY, STATE OF COLORADO.

DOCKET NO. 04A-394R

IN THE MATTER OF THE APPLICATION OF THE COLORADO DEPARTMENT OF TRANSPORTATION FOR AUTHORITY TO INSTALL NEW FLASHING LIGHT SIGNALS WITH AUTOMATIC GATE ARMS AT THE CROSSING OF THE BURLINGTON NORTHERN SANTA FE RAILROAD TRACK AT THE INTERSECTION OF COLLEGE STREET AND NEVADA AVENUE IN THE CITY OF TRINIDAD, LAS ANIMAS COUNTY, STATE OF COLORADO.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
WILLIAM J. FRITZEL
GRANTING MOTION TO VACATE
AND RESCHEDULE HEARING**

Mailed Date: October 5, 2004

I. STATEMENT

1. On September 21, 2004, the Burlington Northern and Santa Fe Railroad Company (BNSF) filed a Motion to Vacate the Hearing Currently Scheduled for February 14, 2005 in the three captioned dockets.

2. As grounds, BNSF states that its counsel is in trial in the Denver District Court starting on February 14, 2005.

3. No objection to the motion was received by the Commission.

4. Good cause having been shown, the motion of BNSF to vacate and reschedule hearing will be granted.

II. ORDER

A. It Is Ordered That:

1. The motion of the Burlington Northern and Santa Fe Railroad Company to vacate the hearing of the captioned three dockets set for February 14, 2005 and to reschedule hearing is granted.

2. The hearing currently scheduled for February 14, 2005 is vacated.

3. The hearing of the captioned three dockets is rescheduled as follows:

DATE: March 17, 2005
TIME: 9:00 a.m.
PLACE: Commission Hearing Room
1580 Logan Street, OL2
Denver, Colorado

4. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge