

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 18A-0636R

IN THE MATTER OF THE APPLICATION OF THE CITY OF LOUISVILLE FOR
AUTHORITY TO INSTALL APPROACH RAILROAD GATES WITH FLASHING LIGHTS,
BELLS, CONSTANT WARNING TIME CIRCUITRY, NEW SIGNAL CABIN, AND
UPGRADED MEDIAN POST-MOUNTED FLASHERS AT TRACKS OWNED BY
BNSF RAILWAY COMPANY CROSSING DILLON ROAD, USDOT NO. 244798M, IN
BOULDER COUNTY, STATE OF COLORADO.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
G. HARRIS ADAMS
GRANTING UNOPPOSED MOTION**

Mailed Date: June 21, 2019

I. STATEMENT

1. On September 17, 2018, the City of Louisville (Louisville) filed an application seeking preliminary approval of design plans to upgrade the active warning equipment to flashing lights with entrance gates, bells, constant warning time circuitry, and railroad signal cabin; relocate advance warning signs; install pavement markings; extend the median on the west side; interconnection with and preemption of the traffic signal at Pierce Avenue and Dillon Road; and the addition of “No Train Horn” plaques at the existing crossing of Dillon Road with the tracks of the BNSF Railway Company (BNSF) at railroad milepost 18.35 on the Front Range Subdivision, National Inventory No. 244798M, in Louisville, County of Boulder, State of Colorado.

2. On June 20, 2019, Trial Staff of the Colorado Public Utilities Commission (Trial Staff) filed an Unopposed Motion to Reschedule Prehearing Conference and for a Waiver of

Response Time (Motion). Trial Staff respectfully requests that the prehearing conference scheduled for June 24, 2019, be vacated; the prehearing conference be rescheduled on the afternoon of July 16, 2019; and response time to the Motion be waived. Trial Staff states that its technical expert cannot attend the June 24, 2019 prehearing conference due to a pre-existing and longstanding vacation planned for that entire week. Counsel for Trial Staff conferred with counsel for both BNSF and Louisville and is authorized to represent that neither party opposes the requested relief.

3. The request being unopposed, no party will be prejudiced by a waiver of response time.

4. Based upon good cause shown for the unopposed request, the Motion will be granted.

II. ORDER

A. It Is Ordered That:

1. Response time to the Unopposed Motion to Reschedule Prehearing Conference and for a Waiver of Response Time filed (Motion) by the Trial Staff of the Colorado Public Utilities Commission (Trial Staff) on June 20, 2019, is waived.

2. Trial Staff's Motion is granted.

3. The prehearing conference scheduled for June 24, 2019, at 9:00 a.m., is vacated.

4. A prehearing conference in this proceeding is scheduled as follows:

DATE: July 16, 2019

TIME: 1:30 p.m.

PLACE: Commission Hearing Room
1560 Broadway, 2nd Floor
Denver, Colorado

5. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge

ATTEST: A TRUE COPY

Doug Dean,
Director