

Decision No. R19-0598-I

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 18A-0636R

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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.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
G. HARRIS ADAMS  
VACATING PREHEARING CONFERENCE**

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Mailed Date: July 16, 2019

**I. STATEMENT**

1. On September 17, 2018, the City of Louisville (the City) 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. By Decision No. R19-0543-I issued June 21, 2019, a prehearing conference is scheduled to commence in this matter on July 16, 2019.

3. On July 11, 2019, the City of Louisville’s Unopposed Motion for Leave to Amend Application, for Vacation of Prehearing Conference, and for Waiver of Response Time (Motion) was filed. In addition to other requested relief, the City requests that the scheduled prehearing conference in this matter be vacated.

4. The City, BNSF, and Commission Trial Staff are the only parties to this proceeding. Counsel for the City represents that no party opposes the relief requested in the Motion.

5. The requested relief being unopposed, it is appropriate that response time to the Motion be waived.

6. Based upon good cause shown for the unopposed request, the scheduled prehearing conference will be vacated.

**II. ORDER**

**A. It Is Ordered That:**

1. Response time to the City of Louisville’s Unopposed Motion for Vacation of Prehearing Conference is waived and the request is granted. The remainder of the requested relief will be addressed by a separate decision.

2. The prehearing conference scheduled in this matter to be held on July 16, 2019 is vacated.

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

G. HARRIS ADAMS

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Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,  
Director