

(Decision No. R94-251-I)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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APPLICATION OF THE CITY OF)
ARVADA, COLORADO, FOR AUTHORITY)
TO CONSTRUCT RALSTON ROAD SO AS)
TO PROVIDE A GRADE SEPARATION)
OF THE ROADWAY AND THE TRACKS)
OF THE BURLINGTON NORTHERN)
RAILROAD COMPANY; FOR AUTHORITY)
TO CONSTRUCT A TEMPORARY)
RAILROAD BRIDGE ACROSS RALSTON)
CREEK FOR USE DURING)
RECONSTRUCTION OF THE EXISTING)
RAILROAD BRIDGE IN THE CITY OF)
ARVADA, JEFFERSON COUNTY, STATE)
OF COLORADO.)

DOCKET NO. 93A-606R

INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
KEN F. KIRKPATRICK

Mailing Date: March 10, 1994

STATEMENT

On March 2, 1994, Applicant, City of Arvada and intervenor Burlington Northern Railroad Company filed their stipulation and joint motion to vacate hearing date. The movants state that the parties have agreed in principle to the settlement of the matter, including the amount the railroad will contribute towards this project. All other matters have been settled in principle, and the parties intend to file a stipulation and construction and maintenance agreement by April 15, 1994. It is further represented that staff does not object to the motion.

Good grounds having been shown the motion should be granted.

ORDER

THE COMMISSION ORDERS THAT:

1. The hearing in this matter scheduled for March 15, 1994, is vacated.

2. Applicant shall file a final stipulation and construction and maintenance agreement no later than April 15, 1994. In the alternative the Applicant shall file a status report.

3. This Order shall be effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

A handwritten signature in cursive script, appearing to read "Ken F. Hipsley", is written over a horizontal line.

Administrative Law Judge