

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

DOCKET NO. 04A-094R

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IN THE MATTER OF THE APPLICATION OF THE COUNTY OF ROUTT, COLORADO,  
FOR AN ORDER AUTHORIZING THE INSTALLATION OF A RAILROAD CROSSING  
PROTECTION DEVICE TO BE CONSTRUCTED ON THE RIGHT-OF-WAY OF THE  
UNION PACIFIC RAILROAD COMPANY AND ROUTT COUNTY ROAD 205  
(DOT CROSSING NO. 253-672E) NEAR STEAMBOAT SPRINGS, COLORADO.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
MANA L. JENNINGS-FADER  
GRANTING REQUEST, VACATING  
PREHEARING CONFERENCE,  
SCHEDULING PREHEARING CONFERENCE,  
AND WAIVING RESPONSE TIME**

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Mailed Date: June 25, 2004

**I. STATEMENT**

1. On March 4, 2004, the County of Routt (Applicant) filed an application for a Commission order authorizing installation of a railroad crossing protection device at the crossing of the Union Pacific Railroad Company (UPRR) railroad track and Routt County Road 205, located in Routt County, Colorado (Application). The Application commenced this proceeding.

2. On April 1, 2004, the Commission gave public notice of the Application. *See* Notice of Application Filed, dated April 1, 2004 (Notice). On April 19, 2004, UPRR intervened in this matter. In its intervention UPRR stated that it neither opposes nor contests the Application and reserved the right to object and to participate as its interests may appear. There are no other interventions.

3. By Decision No. R04-0611-I, the undersigned Administrative Law Judge scheduled a prehearing conference in this matter for June 17, 2004.

4. On June 14, 2004, counsel for UPRR filed a request asking that the scheduled prehearing conference date be vacated due to her absence from the country. She also requested, should the prehearing conference be rescheduled, that the prehearing conference be scheduled for a date after June 29, 2004.

5. On June 15, 2004, the parties in this proceeding were notified that the June 17, 2004 prehearing conference would be vacated. This Order confirms that notification.

6. It is necessary to reschedule the vacated prehearing conference. Accordingly, a prehearing conference in this matter will be held on **July 16, 2004**. The parties shall be prepared to discuss at the prehearing conference the matters identified in Decision No. R04-0611-I and are advised to pay especial attention to the discussion at ¶¶ 6-10 of that Order.

7. If it wishes to do so, Applicant may participate in the July 16, 2004, prehearing conference by telephone. To make arrangements for participating by telephone, Applicant is directed to contact Mr. Lloyd Petersen at the Commission (telephone no.: 303.894.2008) no later than close of business on July 14, 2004.

8. Given the nature of the request, response time to the request to vacate prehearing conference date will be waived.

## **II. ORDER**

### **A. It Is Ordered That:**

1. The prehearing conference scheduled for June 17, 2004, is vacated.

2. A prehearing conference in this docket is scheduled as follows:

DATE: July 16, 2004  
TIME: 11:30 a.m.  
PLACE: Commission Hearing Room  
1580 Logan Street, OL2  
Denver, Colorado

3. The parties shall follow the procedures, and be prepared to discuss the matters, as set forth above.

4. Response time to the request to vacate prehearing conference is waived.

5. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Administrative Law Judge