

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 18A-0809R

IN THE MATTER OF THE APPLICATION OF THE CITY OF LOUISVILLE FOR
AUTHORITY TO INSTALL 4-QUADRANT RAILROAD GATES WITH FLASHING LIGHTS
BELLS, CONSTANT WARNING TIME CIRCUITRY, AND NEW SIGNAL CABIN, AT
TRACKS OWNED BY BNSF RAILWAY COMPANY CROSSING SOUTH BOULDER
ROAD, USDOT NO. 244804N, IN BOULDER COUNTY, STATE OF COLORADO.

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

Mailed Date: January 16, 2019

I. STATEMENT

1. On November 16, 2018, the City of Louisville (Applicant) filed the above-captioned proceeding with the Colorado Public Utilities Commission, seeking an order authorizing the installation of 4-quadrant railroad gates with flashing lights, bells, constant warning time circuitry, and new signal cabin, at the South Boulder Road crossing of BNSF Railway (BNSF or Railroad) tracks in Boulder County, State of Colorado.

2. On November 19, 2018, the Commission mailed notice of this Application to all interested parties, including the adjacent property owners identified in the Application.

3. During the Commission's weekly meeting held January 3, 2019, the matter was referred to an administrative law judge (ALJ) for disposition.

4. In anticipation of the hearing, the undersigned ALJ is setting a prehearing conference in accordance with Rule 1409(a) of the Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1.

5. Section 40-4-106(3)(a), C.R.S., and Commission Rule 7208 of the Rules Regulating Railroads, Rail Fixed Guideways, Transportation by Rail, and Rail Crossings require notice to be provided to all persons interested in or affected by the grant or denial of the application, including those interested persons the applicant lists in its application.

6. Rule 7204(a)(I)(K) requires an applicant to identify the owners of property adjacent to the crossing. The Commission provides notice to the adjacent property owners listed in the application.

7. Reviewing the Commission's file in this proceeding, it is noted that notices were returned to the Commission as undeliverable. During the prehearing conference, Applicant should be prepared to address the names and mailing addresses of those addressees.

II. ORDER

A. It Is Ordered That:

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

DATE: January 28, 2019

TIME: 9:00 a.m.

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

2. 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

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

Doug Dean,
Director