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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

2005 MAR -3 P 3: 15

DOCKETED

MAR - 3 2005

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF
THE ARIZONA DEPARTMENT OF
TRANSPORTATION TO UPGRADE AN
EXISTING CROSSING OF THE ARIZONA AND
CALIFORNIA RAILROAD COMPANY AT
McVAY ROAD IN LA PAZ COUNTY, ARIZONA,
AAR/DOT NO. 025-921-F.

DOCKET NO. RR-02632A-05-0125

PROCEDURAL ORDER

BY THE COMMISSION:

On February 28, 2005, the Arizona Department of Transportation ("ADOT") on behalf of the Arizona and California Railroad Company ("Railroad") submitted to the Arizona Corporation Commission ("Commission") a request for approval to upgrade an existing crossing of the Railroad located at McVay Road in La Paz County, Arizona at AAR/DOT No. 025-921-F.

IT IS THEREFORE ORDERED that the request of the Arizona Department of Transportation shall be considered an application for the Railroad to upgrade an existing crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

IT IS FURTHER ORDERED that the hearing on the application shall be held on March 17, 2005, at 9:30 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the Arizona Department of Transportation shall provide the Railroad, La Paz County and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

IT IS FURTHER ORDERED that the Arizona Department of Transportation shall file

1 with the Commission's Docket Control **proof of compliance with this Procedural Order**
2 concurrently with the mailing of notice ordered herein.

3 DATED this ^{not} ~~4~~ day of March, 2005

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6 
7 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered
9 this 3 day of March, 2005 to:

10 John Syers
11 Railroad Engineering Coordinator
12 Utility & Railroad Engineering Section
205 S. 17th Avenue, Mail Drop 618E
Phoenix, AZ 85007

13 Tanya Cecil, GM
14 Arizona and California Railroad Company
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Parker, AZ 85344

15 Christopher Kempley, Chief Counsel
16 Legal Division
ARIZONA CORPORATION COMMISSION
17 1200 West Washington Street
Phoenix, Arizona 85007

18 Don Thompson
19 Railroad Safety Section
ARIZONA CORPORATION COMMISSION
20 1200 West Washington Street
Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE, INC.
22 2627 North Third Street
Phoenix, AZ 85004-1103

23
24 By: 

25 Molly Johnson
26 Secretary to Marc E. Stern
27
28