

ORIGINAL



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Docket No. RR-02635B-11-0125

# THE ARIZONA REPUBLIC

STATE OF ARIZONA }  
COUNTY OF MARICOPA } SS.

Mark Gilmore, being first duly sworn, upon oath deposes and says: That he is a legal advertising representative of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes The Arizona Republic, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates as indicated.

The Arizona Republic  
Zone 18 & 19

June 8, 2011

Arizona Corporation Commission  
**DOCKETED**  
JUL - 6 2011

DOCKETED BY [Signature]

[Signature]

Sworn to before me this  
8<sup>TH</sup> day of  
June A.D. 2011

BRIAN BILLINGS  
Notary Public - Arizona  
Maricopa County  
My Comm. Expires 06/22, 2014

[Signature]  
Notary Public

crossing on Northern Parkway above the tracks of the Burlington Northern Santa Fe Railway ("BNSF") in Maricopa County, Arizona ("Application"). The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and on the internet via the Commission website (www.azcc.gov) using the e-docket function. The Commission will hold a hearing on this matter commencing on July 18, 2011 at 10:00 a.m. at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to Applicant or its counsel and to all parties of record, and which, at the minimum, shall contain the following:  
1. The name, address and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.  
2. A short statement of the proposed intervenor's in the proceeding (e.g., a customer of Railroad, a neighboring property owner, a crossing user, etc.).  
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.  
The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before July 1, 2011. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf. If you have any questions about this application, you may contact the applicant at 602-506-5992. If you wish to file written comments on the application or want further information on intervention, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment. The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number (602) 542-3931. E-mail: SABernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.  
Published: June 8, 2011

**PUBLIC NOTICE OF THE HEARING IN THE MATTER OF THE APPLICATION OF THE MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION TO ESTABLISH A NEW GRADE SEPARATED PUBLIC RAILROAD CROSSING AT NORTHERN PARKWAY ABOVE THE TRACKS OF THE BURLINGTON NORTHERN SANTA FE RAILWAY IN MARICOPA COUNTY, ARIZONA. (DOCKET NO. RR-02635B-11-0125)**

On March 21, 2011, the Maricopa County Department of Transportation ("MCDOT") filed with the Arizona Corporation Commission ("Commission") an application for the establishment of a new grade separated public railroad

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AZ CORP COMMISSION

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