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BEFORE THE ARIZONA CORPORATION C

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AZ CORP COMMISSION
DOCKET CONTROL

COMMISSIONERS

BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

IN THE MATTER OF THE APPLICATION)
OF THE ARIZONA DEPARTMENT OF)
TRANSPORTATION TO UPGRADE AN)
EXISTING CROSSING OF UNION PACIFIC)
RAILROAD AT 5th STREET IN THE CITY)
OF TEMPE, MARICOPA COUNTY,)
ARIZONA, USDOT NO. 742-561-J.)

DOCKET NO. RR-03639A-13-0211

**RESPONDENT UNION PACIFIC'S
MOTION TO CONTINUE THE
SEPTEMBER 12, 2013 HEARING
IN THE JULY 1, 2013 PROCEDURAL
ORDER**

Respondent Union Pacific Railroad Company ("Union Pacific") respectfully requests a continuance of the September 12, 2013 hearing currently set in this matter by the Procedural Order issued July 1, 2013 by Administrative Law Judge Marc E. Stern. The reasons for this motion are as follows:

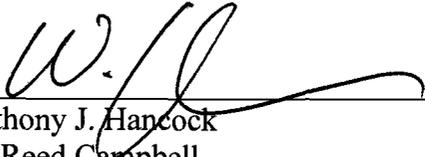
Alex Popovici, Union Pacific's Manager of Industry of Public Projects, is expected to testify in this matter on behalf of Union Pacific. Mr. Popovici has long-standing plans to attend meetings and mandatory training in Omaha, Nebraska, from September 9 through September 17, 2013. For that reason, he is not available to testify on September 12, 2013, the date on which the evidentiary hearing in this matter is currently scheduled to take place. Union Pacific, therefore, respectfully request that the September 12, 2013 hearing be continued.

Arizona Corporation Commission
DOCKETED
JUL 12 2013

DOCKETED BY NR

1 RESPECTFULLY SUBMITTED this 12th day of July, 2013.

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3 BEAUGUREAU, HANCOCK,
STOLL & SCHWARTZ, P.C.

4
5 By: 

6 Anthony J. Hancock
7 W. Reed Campbell
8 302 East Coronado
Phoenix, Arizona 85004
Attorneys for Applicant Union
Pacific Railroad Company

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10 ORIGINAL AND THIRTEEN COPIES
11 of the foregoing filed this 12th day of
July, 2013, with:

12 Arizona Corporation Commission
13 1200 West Washington Street
Phoenix, Arizona 85007

14 COPY of the foregoing mailed this
15 12th day of July, 2013, to:

16 Hon. Marc E. Stern
17 Hearing Division
18 Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

19 Mr. Brian Lehman, Supervisor
20 Mr. Chris Watson
21 Railroad Safety Section
22 Arizona Corporation Commission
2200 North Central Avenue, #300
Phoenix, Arizona 85007

23 Charles H. Hains, Esq.
24 Janice Alward, Chief Counsel
25 Legal Division
26 Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

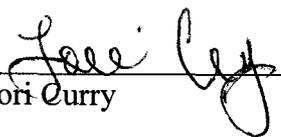
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Alex Popovici
Manager of Industry and Public Projects
Union Pacific Railroad Company
631 South 7th Street
Phoenix, Arizona 85034-2203

Robert Travis, P.E.
State Railroad Liaison
Arizona Department of Transportation
205 South 17th Avenue, Room 357
M/D 618E
Phoenix, Arizona 85007

City Attorney's Office
City of Tempe
21 East Sixth Street, Suite 201
Tempe, Arizona 85281

Kelly Roy, Utility Project Coordinator
Maricopa County Department of Transportation
2901 West Durango Street
Phoenix, Arizona 85009



Lori Curry