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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
DOCKET CONTROL

ORIGINAL

2 COMMISSIONERS

- 3 BOB STUMP - Chairman
- 4 GARY PIERCE
- 5 BRENDA BURNS
- 6 BOB BURNS
- 7 SUSAN BITTER SMITH

7 IN THE MATTER OF THE ARIZONA
 8 CORPORATION COMMISSION, ON ITS
 9 OWN MOTION, TO ESTABLISH AN
 10 ARRAY OF PUBLIC RAIL/HIGHWAY
 11 GRADE CROSSINGS THROUGHOUT THE
 12 STATE OF ARIZONA.

DOCKET NO. RR-00000E-14-0068

**STAFF'S NOTICE OF FILING
PROPOSED ORDER**

11 On May 14, 2014, Staff docketed a memorandum with its recommended array of railroad
 12 crossings of public highways where automatic warning signals or safety devices should be
 13 considered. Staff hereby provides notice of filing the attached proposed order recommending
 14 approval of Staff's proposed array of crossings. This is a Staff proposed order and is not an order of
 15 the Commission. This proposed order may be considered by the Commission during the June 10 and
 16 11, 2014 Open Meeting. If any party wishes to file exceptions to this proposed order, it may do so by
 17 filing its exceptions within this docket by May 26, 2014.

18 RESPECTFULLY SUBMITTED this 14th day of May, 2014.

20
 21 Charles H. Hains
 22 Attorney, Legal Division
 23 Arizona Corporation Commission
 24 1200 West Washington Street
 25 Phoenix, Arizona 85007
 26 (602) 542-3402

21 Arizona Corporation Commission

22 DOCKETED

23 MAY 14 2014

24 DOCKETED BY

1 **Original and thirteen (13) copies of**
2 **the foregoing filed this 14th day of**
3 **May, 2014, with:**

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

6 **Copy of the foregoing mailed this**
7 **14th day of May, 2014, to:**

8 Jason Pike
9 Railroad Engineering Coordinator
10 ADOT- Utilities and Railroad
11 205 South 7th Avenue, Mail Drop 618E
12 Phoenix, Arizona 85007

11 Alex Popovici
12 Union Pacific Railroad
13 631 South 7th Street
14 Phoenix, Arizona 85034

14 Anthony J. Hancock, Esq.
15 Terrance L. Sims, Esq.
16 Beaugureau, Zukowski & Hancock, P.C.
17 302 East Coronado
18 Phoenix, Arizona 85004
19 Attorney for Union Pacific Railroad Company

17 Timothy Good
18 Arizona Eastern Railroad
19 5903 South Calle De Loma
20 P.O. Box 2200
21 Claypool, Arizona 85532

20 Tanya Cecil
21 Arizona & California Railroad
22 1301 California Avenue
23 P.O. Box 3340
24 Parker, Arizona 85344

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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

IN THE MATTER OF THE ARIZONA CORPORATION COMMISSION, ON ITS OWN MOTION, TO ESTABLISH AN ARRAY OF PUBLIC RAIL/HIGHWAY GRADE CROSSINGS THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. RR-00000E-14-0068

DECISION NO. _____

ORDER

Open Meeting
June 10 and 11, 2014

Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. Arizona Revised Statutes (A.R.S.) Sections 40-337.02 and 40-337.03 relate to the allocation of funds for the installation of automatic warning signals and devices at public railroad grade crossings and the determination of locations where the installation of automatic warning signals should occur on that date.

2. A.R.S. Section 40-337.03 enables the Arizona Corporation Commission (Commission), which has the exclusive power to determine and prescribe the manner and terms of installation of warnings at each railway crossing pursuant to A.R.S. Section 40-337, to establish an array of public railroad grade crossings to plan for the orderly installation of automatic warning signals and devices.

3. Although numerous hazard index formulas have been proposed over many years to assess the relative hazard of a grade crossing based upon some combination of its characteristics, no one such formula, or combination thereof, has universal acceptance. The development of the array and the determination of the warnings to be installed at crossings also involve the exercise of judgment.

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ORDER

THEREFORE, IT IS ORDERED that the array established in Decision No. 74393, as well as the crossings listed on Attachment 1, be and hereby is approved.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2014.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

1 SERVICE LIST FOR: 2014 Crossing Array
2 DOCKET NO. RR-00000E-14-0068

3 Jason Pike
4 Railroad Engineering Coordinator
5 ADOT- Utilities and Railroad
6 205 S. 7th Ave., Mail Drop 618E
7 Phoenix, Az. 85007

8 Alex Popovici
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11 Phoenix, AZ 85034

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13 Terrance L. Sims, Esq.
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