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BEFORE THE ARIZONA CORPORATION

AZ CORP COMMISSION
DOCKET CONTROL

2016 APR 1 PM 4:12

COMMISSIONERS

- DOUG LITTLE, Chairman
- BOB STUMP
- BOB BURNS
- TOM FORESE
- ANDY TOBIN

DOCKETED

APR 01 2016

DOCKETED BY *[Signature]*

IN THE MATTER OF THE)
 APPLICATION OF THE ARIZONA)
 DEPARTMENT OF TRANSPORTATION TO)
 UPGRADE AN EXISTING CROSSING OF THE)
 UNION PACIFIC RAILROAD COMPANY AT)
 AVONDALE BOULEVARD IN THE CITY OF)
 AVONDALE, MARICOPA COUNTY,)
 ARIZONA, AAR/DOT NO. 741-799P.)

DOCKET NO. RR-03639A-14-0315

DECISION NO. 74905

**RESPONDENT UNION PACIFIC'S
 REQUEST FOR ADDITIONAL TIME
 TO COMPLETE CROSSING
 IMPROVEMENTS AT AVONDALE
 BOULEVARD**

Respondent Union Pacific Railroad Company ("Union Pacific"), by and through its attorneys undersigned, hereby requests additional time to complete the crossing improvements at Avondale Boulevard in Avondale, Arizona, which were ordered by the Arizona Corporation Commission on January 21, 2015, in Decision No. 74905. Union Pacific requests an additional six (6) months to complete the Avondale Boulevard crossing improvements. Union Pacific submits that there is good cause for its extension request because the crossing improvement's construction schedule has been slowed by various factors, including contractor's work schedules, materials procurement efforts, and the availability of Union Pacific's crossing construction gangs. Additional time is also warranted because adjacent utility installations took longer than originally anticipated by the parties. See Declaration of Union Pacific Manager of Public Projects Alex Popovici, attached as Exhibit "A".

1 The Commission ordered Respondent to complete the upgrades by April 21, 2016, fifteen
2 (15) months from the date of the Order. Since Union Pacific cannot complete the project by April
3 21, additional time is requested.

4 Accordingly, Union Pacific therefore requests that the Commission extend the April 21,
5 2016 deadline in Decision No. 74905 six months to **October 21, 2016**.

6 RESPECTFULLY SUBMITTED this 1st day of April, 2016.

8 BEAUGUREAU, HANCOCK,
9 STOLL & SCHWARTZ, P.C.

10 By: 

11 Anthony J. Hancock
12 W. Reed Campbell
13 302 East Coronado Road
14 Phoenix, Arizona 85004
15 Attorneys for Respondent Union
16 Pacific Railroad Company

17 ORIGINAL AND THIRTEEN COPIES
18 of the foregoing filed this 1 day of
19 April, 2016, with:

20 Docket Control
21 Arizona Corporation Commission
22 1200 West Washington Street
23 Phoenix, Arizona 85007

24 COPY of the foregoing mailed this
25 1 day of April, 2016, to:

26 The Honorable Scott M. Hesla
Hearing Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, Arizona 85007

1 Alex Popovici, Manager
2 Industry & Public Projects
3 UNION PACIFIC RAILROAD COMPANY
4 631 South 7th Street
5 Phoenix, Arizona 85034

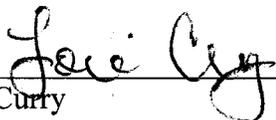
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7 Railroad and Utility Coordinator
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1200 West Washington Street
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22 
23 _____
24 Lori Curry

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 DOUG LITTLE, Chairman
4 BOB STUMP
5 BON BURNS
6 TOM FORESE
7 ANDY TOBIN

8	IN THE MATTER OF THE)	DOCKET NO. RR-03639A-14-0135
9	APPLICATION OF THE ARIZONA)	
10	DEPARTMENT OF TRANSPORTATION TO)	DECISION NO. 74905
11	UPGRADE AN EXISTING CROSSING AT)	
12	AVONDALE BOULEVARD IN THE CITY OF)	DECLARATION OF ALEXANDER
13	AVONDALE, MARICOPA COUNTY,)	POPOVICI IN SUPPORT OF UNION
14	ARIZONA, AAR/DOT NO. 741-799P)	PACIFIC RAILROAD COMPANY'S
15)	REQUEST FOR ADDITIONAL TIME
16)	TO COMPELTE CROSSING
17)	IMPROVEMENTS AT AVONDALE
18)	BOULEVANRD

19 Alexander Popovici, being first duly sworn upon his oath, states as follows:

20 1. I am over the age of eighteen, and I have personal knowledge of the facts stated
21 herein.

22 2. I am employed by Union Pacific Railroad Company ("Union Pacific") as Manager
23 of Industry and Public Projects and I have responsibility for the State of Arizona.

24 3. The Arizona Corporation Commission approved Arizona Department of
25 Transportation's ("ADOT's") application to upgrade the existing railroad crossing at Avondale
26 Boulevard in the City of Avondale, Maricopa County, Arizona. See, Arizona Corporation
Commission Decision No. 74905.

1 4. The Arizona Corporation Commission ordered that all crossing improvements be
2 completed within 15 months of the Decision No. 74905 adoption date, or **April 21, 2016**.

