

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO**

PROCEEDING NO. 18A-0756R

IN THE MATTER OF THE APPLICATION OF THE COLORADO DEPARTMENT OF TRANSPORTATION, ON BEHALF OF MORGAN COUNTY, FOR AUTHORITY TO INSTALL FLASHING LIGHT SIGNALS, GATES, BELLS, CONSTANT WARNING TIME CIRCUITRY, AND NEW SIGNAL CABIN AT TRACKS OWNED BY BNSF RAILWAY COMPANY CROSSING COUNTY ROAD 17, USDOT NO. 057-243M, IN MORGAN COUNTY, STATE OF COLORADO.

NOTICE OF APPLICATION FILED

TO THE PARTIES IN THIS MATTER AND ALL INTERESTED PERSONS, FIRMS OR CORPORATIONS:

You are notified that an application has been filed with the Colorado Public Utilities Commission on October 31, 2018 by the Colorado Department of Transportation, 4201 East Arkansas Avenue Denver, CO 80222, **for an order authorizing the installation of flashing light signals with gates and bells, constant warning time circuitry, and new signal cabin at the County Road 17 crossing of BNSF Railway tracks, for which CDOT has appropriated Federal Section 130 Funds in Morgan County, State of Colorado.** The application is available for public inspection at the Commission office located at 1560 Broadway, Suite 250, Denver, Colorado 80202, between 8:00 a.m. and 5:00 p.m., excluding weekends and state holidays, or by accessing the Commission's E-Filing system at colorado.gov/dora/puc.

Any person desiring to intervene in or participate as a party in this proceeding shall file a petition for leave to intervene, or under the Commission's Rules of Practice and Procedure, file other appropriate pleadings to become a party, **within 30 days** after the date of this Notice. Commission Staff must file any objection, notice of intervention, or other appropriate pleading **within seven (7) days after this Notice expires**. All persons who file an objection, notice of intervention as of right, motion to permissively intervene, or any other appropriate pleading shall do so in accordance with the instructions set forth in the Commission's Rules of Practice and Procedure and this Notice.

At the time of this Notice, the Commission has not deemed this application to be complete pursuant to § 40-6-109.5, C.R.S.

At the time of this Notice, the applicant [**has not** filed testimony and is seeking a decision within 210 days.

The Commission may, without a hearing or further notice, determine any verified application or petition which is uncontested or unopposed, if a hearing is not requested or required by law.

If a hearing is required in this matter, the Commission will notify the parties of the hearing date, time and location. Applicants must appear at the hearing, if one is set, and present evidence in support of their application. Other parties may appear and present evidence in support of their position.

Unless previously filed, the applicant shall file an original and three copies of its list of witnesses and an original and three copies of its exhibits at least 20 days prior to the first day of hearing. **RECEIVED** shall also serve each party and staff with its list of witnesses and copies of each of its exhibits.

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**Board of Morgan County
Commissioners**

Each intervenor shall file with the Commission an original and three copies of its list of witnesses and an original and three copies of its exhibits at least ten days before the first day of the hearing. Each intervenor shall also serve each party and staff with a list of its witnesses and copies of each of its exhibits.

Upon objection by a party, no witness will be permitted to testify and no exhibit will be received in evidence, except in rebuttal, unless filed and served as provided in this Notice.

If a party does not meet the requirements of this Notice, the Commission may dismiss or strike the application or intervention upon motion filed by any other party, or upon the Commission's own motion, unless good cause for failure to meet the requirements is shown.

Dated at Denver, Colorado, this 1st day of November, 2018.

(SEAL)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

DOUG DEAN, Director
Colorado Public Utilities Commission
1560 Broadway, Suite 250, Denver, Colorado 80202

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

DOUG DEAN, Director