

February 16, 2010

North Dakota Public Service Commissioners
600 East Blvd. Ave.
Bismarck, ND 58501

RE: Request for intervener status

This is our request to be considered as an intervener for case #'s R.R. 10-27 and R.R. 10-26. These cases pertain to whistle post signs at private railroad crossings.

In our opinion, we have a legal standing because the BNSF has not taken down the whistle post signs at all the private railroad crossings, as required by North Dakota state law. We as train crews must sound the train horn at all crossings where there are signs posted, doing this could put us in violation of ND state law.

We do oppose the BNSF not taking down the whistle post signs at the crossings identified in these cases.

Mark Halverson from the United Transportation Union and Ronald Huff from the Brotherhood of Locomotive Engineers and Trainman would appreciate your favorable action and grant us intervener status for the above cases.

Thank You,


Ronald Huff

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cc: Steve Plambeck

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