

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



August 18, 2008

To: RAILROADS ELIGIBLE TO RECEIVE REIMBURSEMENT FUNDS UNDER
PUBLIC UTILITIES CODE SECTION 2131.1 FOR CROSSING MAINTENANCE

**NOTICE OF RESOLUTION RECOMMENDING REIMBURSEMENT
OF \$3.85 MILLION FOR CROSSING MAINTENANCE COSTS
AND OPPORTUNITY TO COMMENT**

A draft resolution (SX-87) by the Consumer Protection and Safety Division recommending reimbursement to railroads for costs of crossing maintenance is scheduled for consideration on the September 18, 2008 Commission meeting agenda. The Commission may vote on the resolution at that time, or it may postpone a vote. The Commission may adopt all or part of SX-87, amend or modify it, or set it aside and prepare a different resolution.

The Commission will consider the draft resolution at its September 18, 2008 meeting. Railroads eligible to receive these funds may file comments on the draft resolution, and may file replies to comments. An original and two copies of comments must be filed with the Consumer Protection and Safety Division by September 4, 2008, at the address set forth below. Reply comments must be filed by September 8, 2008. Commenters must also serve comments, and any reply comments, on the other potentially eligible railroads, and send copies of comments and reply comments by electronic mail to the e-mail address below. Comments shall focus on factual, legal or technical error in the draft resolution, and reply comments shall be limited to identifying misrepresentations of law and fact contained in the comments of other parties. (See Rule 14.5 for detailed requirements.) Eligible railroads may view comments at the Commission's San Francisco Office.

Eligible railroads may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's Internet site at cpuc.ca.gov.

Richard W. Clark, Director
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 95102
Telephone: (415) 703-2349
E-mail rwc@cpuc.ca.gov