Federal Railroad Administration
Office of Safety
Headquarters Assigned
Accident Investigation Report
HQ-2007-66

Burlington Northern Santa Fe (BNSF)
Ellinor, Kansas
October 29, 2007

Note that 49 U.S.C. §20903 provides that no part of an accident or incident report made by the Secretary of Transportation/Federal Railroad Administration under 49 U.S.C. §20902 may be used in a civil action for damages resulting from a matter mentioned in the report.

DEPARTMENT OF TRANSPORTATION
FEDERAL RAILROAD ADMINISTRATION

FRA FACTUAL RAILROAD ACCIDENT REPORT

FRA File # HQ-2007-66

1.Name of Railroad Operating Train #1: BNSF Rwy Co. [BNSF]	1a. Alphabetic Code: BNSF	1b. Railroad Accident/Incident No.: KS1007126
2.Name of Railroad Operating Train #2: N/A	2a. Alphabetic Code: N/A	2b. Railroad Accident/Incident No.: N/A
3.Name of Railroad Operating Train #3: N/A	3a. Alphabetic Code: N/A	3b. Railroad Accident/Incident No.: N/A
4.Name of Railroad Responsible for Track Maintenance: BNSF Rwy Co. [BNSF]	4a. Alphabetic Code: BNSF	4b. Railroad Accident/Incident No.: KS1007126
5. U.S. DOT_AAR Grade Crossing Identification Number:	6. Date of Accident/Incident: Month 10 | Day 29 | Year 2007	7. Time of Accident/Incident: 08:34: ☑ AM ☐ PM

8. Type of Accident/Indicent (single entry in code box): 1. Derailment; 2. Head on collision; 3. Rear end collision; 4. Side collision; 5. Raking collision; 6. Broken Train collision; 7. Hwy-rail crossing; 8. RR grade crossing; 9. Obstruction; 10. Explosion-detonation; 11. Fire/violent rupture; 12. Other impacts; 13. Other (describe in narrative) — Code: 01

9. Cars Carrying HAZMAT	10. HAZMAT Cars Damaged/Derailed	11. Cars Releasing HAZMAT	12. People Evacuated	13. Division
6	0	0	0	Kansas

14. Nearest City/Town	15. Milepost (to nearest tenth)	16. State Abbr	16. State Code	17. County
Ellinor	127.0	N/A	KS	CHASE

18. Temperature (F) (specify if minus)	19. Visibility (single entry) 1. Dawn 2. Day 3.Dusk 4.Dark — Code	20. Weather (single entry) 1. Clear 2. Cloudy 3. Rain 4. Fog 5.Sleet 6.Snow — Code	21. Type of Track 1. Main 2. Yard 3. Siding 4. Industry — Code
43 F	2	1	1

22. Track Name/Number	23. FRA Track Class (1-9, X) — Code	24. Annual Track Density (gross tons in millions)	25. Time Table Direction 1. North 2. South 3. East 4. West — Code
Single Main Track	4	59.78	3

OPERATING TRAIN #1

26. Type of Equipment Consist (single entry) 1. Freight train 2. Passenger train 3. Commuter train 4. Work train 5. Single car 6. Cut of cars 7. Yard/switching 8. Light loco(s). 9. Maint./inspect.car A. Spec. MoW Equip. — Code	27. Was Equipment Attended? 1. Yes 2. No — Code	28. Train Number/Symbol
1	1	HBARGAL927

29. Speed (recorded speed, if available) R - Recorded E - Estimated	Code	31. Method(s) of Operation (enter code(s) that apply)	31a. Remotely Controlled Locomotive?
43 MPH	R	a. ATCS; b. Auto train control; c. Auto train stop; d. Cab; e. Traffic; f. Interlocking; g. Automatic block; h. Current of traffic; i. Time table/train orders; j.Track warrant control; k. Direct traffic control; l.Yard limits; m.Special instructions; n. Other than main track; o. Positive train control; p. Other (Specify in narrative)	0 = Not a remotely controlled; 1 = Remote control portable; 2 = Remote control tower; 3 = Remote control transmitter - more than one remote control transmitter: 0

30. Trailing Tons (gross tonnage, excluding power units): 10727

Code(s): e | N/A | N/A | N/A | N/A

32. Principal Car/Unit	a. Initial and Number	b. Position in Train	c. Loaded (yes/no)
(1) First involved (derailed, struck, etc)	BNSF782195	33	yes
(2) Causing (if mechanical cause reported)	0	0	N/A

33. If railroad employee(s) tested for drug/alcohol use, enter the number that were positive in the appropriate box.

Alcohol	Drugs
0	0

34. Was this consist transporting passengers? (Y/N): N

35. Locomotive Units	a. Head End	Mid Train b. Manual	Mid Train c. Remote	Rear End d. Manual	Rear End c. Remote
(1) Total in Train	2	0	3	0	0
(2) Total Derailed	0	0	0	0	0

36. Cars	Loaded a. Freight	Loaded b. Pass.	Empty c. Freight	Empty d. Pass.	e. Caboose
(1) Total in Equipment Consist	83	0	24	0	0
(2) Total Derailed	25	0	0	0	0

37. Equipment Damage This Consist	38. Track, Signal, Way, & Structure Damage	39. Primary Cause Code	40. Contributing Cause Code
$637,078.00	$2,657,808.00	M507	N/A

Number of Crew Members

41. Engineer/ Operators	42. Firemen	43. Conductors	44. Brakemen
1	0	1	0

Length of Time on Duty

45. Engineer/Operator	46. Conductor
Hrs 4 Mi 34	Hrs 4 Mi 34

Casualties to:	47. Railroad Employees	48. Train Passengers	49. Other
Fatal	0	0	0
Nonfatal	0	0	0

50. EOT Device? 1. Yes 2. No	51. Was EOT Device Properly Armed? 1. Yes 2. No
1	1

52. Caboose Occupied by Crew? 1. Yes 2. No: N/A

OPERATING TRAIN #2

53. Type of Equipment Consist (single entry) 1. Freight train 2. Passenger train 3. Commuter train 4. Work train 5. Single car 6. Cut of cars 7. Yard/switching 8. Light loco(s). 9. Maint./inspect.car A. Spec. MoW Equip. — Code	54. Was Equipment Attended? 1. Yes 2. No — Code	55. Train Number/Symbol
N/A	N/A	N/A

56. Speed (recorded speed, if available) R - Recorded E - Estimated	Code	58. Method(s) of Operation (enter code(s) that apply)	58a. Remotely Controlled Locomotive?
N/A MPH	N/A	a. ATCS; b. Auto train control; g. Automatic block; h. Current of traffic; m.Special instructions; n. Other than main track	0 = Not a remotely controlled; 1 = Remote control portable

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57. Trailing Tons (gross tonnage, excluding power units): N/A

c. Auto train stop; d. Cab; e. Traffic; f. Interlocking; i. Time table/train orders; j.Track warrant control; k. Direct traffic control; l.Yard limits; o. Positive train control; p. Other (Specify in narrative) Code(s): N/A N/A N/A N/A N/A

2 = Remote control tower
3 = Remote control transmitter - more than one remote control transmitter: N/A

59. Principal Car/Unit	a. Initial and Number	b. Position in Train	c. Loaded (yes/no)
(1) First involved (derailed, struck, etc)	N/A	N/A	N/A
(2) Causing (if mechanical cause reported)	N/A	N/A	N/A

60. If railroad employee(s) tested for drug/alcohol use, enter the number that were positive in the appropriate box.

Alcohol	Drugs
N/A	N/A

61. Was this consist transporting passengers? (Y/N): N/A

62. Locomotive Units	a. Head End	Mid Train b. Manual	Mid Train c. Remote	Rear End d. Manual	Rear End c. Remote	63. Cars	Loaded a. Freight	Loaded b. Pass.	Empty c. Freight	Empty d. Pass.	e. Caboose
(1) Total in Train	N/A	N/A	N/A	N/A	N/A	(1) Total in Equipment Consist	N/A	N/A	N/A	N/A	N/A
(2) Total Derailed	N/A	N/A	N/A	N/A	N/A	(2) Total Derailed	N/A	N/A	N/A	N/A	N/A

64. Equipment Damage This Consist: N/A

65. Track, Signal, Way, & Structure Damage: N/A

66. Primary Cause Code: N/A

67. Contributing Cause Code: N/A

Number of Crew Members

68. Engineer/ Operators	69. Firemen	70. Conductors	71. Brakemen
N/A	N/A	N/A	N/A

Length of Time on Duty

72. Engineer/Operator: Hrs N/A Mi N/A

73. Conductor: Hrs N/A Mi N/A

Casualties to:	74. Railroad Employees	75. Train Passengers	76. Other
Fatal	N/A	N/A	N/A
Nonfatal	N/A	N/A	N/A

77. EOT Device? 1. Yes 2. No: N/A

78. Was EOT Device Properly Armed? 1. Yes 2. No: N/A

79. Caboose Occupied by Crew? 1. Yes 2. No: N/A

OPERATING TRAIN #3

80. Type of Equipment Consist (single entry): 1. Freight train 2. Passenger train 3. Commuter train 4. Work train 5. Single car 6. Cut of cars 7. Yard/switching 8. Light loco(s). 9. Maint./inspect.car A. Spec. MoW Equip. Code: N/A

81. Was Equipment Attended? 1. Yes 2. No Code: N/A

82. Train Number/Symbol: N/A

83. Speed (recorded speed, if available) Code: R - Recorded; E - Estimated: N/A MPH N/A

84. Trailing Tons (gross tonnage, excluding power units): N/A

85. Method(s) of Operation (enter code(s) that apply): a. ATCS; b. Auto train control; c. Auto train stop; d. Cab; e. Traffic; f. Interlocking; g. Automatic block; h. Current of traffic; i. Time table/train orders; j.Track warrant control; k. Direct traffic control; l.Yard limits; m.Special instructions; n. Other than main track; o. Positive train control; p. Other (Specify in narrative) Code(s): N/A N/A N/A N/A N/A

85a. Remotely Controlled Locomotive?
0 = Not a remotely controlled
1 = Remote control portable
2 = Remote control tower
3 = Remote control transmitter - more than one remote control transmitter: N/A

86. Principal Car/Unit	a. Initial and Number	b. Position in Train	c. Loaded (yes/no)
(1) First involved (derailed, struck, etc)	N/A	N/A	N/A
(2) Causing (if mechanical cause reported)	N/A	N/A	N/A

87. If railroad employee(s) tested for drug/alcohol use, enter the number that were positive in the appropriate box.

Alcohol	Drugs
N/A	N/A

88. Was this consist transporting passengers? (Y/N): N/A

89. Locomotive Units	a. Head End	Mid Train b. Manual	Mid Train c. Remote	Rear End d. Manual	Rear End c. Remote	90. Cars	Loaded a. Freight	Loaded b. Pass.	Empty c. Freight	Empty d. Pass.	e. Caboose
(1) Total in Train	N/A	N/A	N/A	N/A	N/A	(1) Total in Equipment Consist	N/A	N/A	N/A	N/A	N/A
(2) Total Derailed	N/A	N/A	N/A	N/A	N/A	(2) Total Derailed	N/A	N/A	N/A	N/A	N/A

91. Equipment Damage This Consist: N/A

92. Track, Signal, Way, & Structure Damage: N/A

93. Primary Cause Code: N/A

94. Contributing Cause Code: N/A

Number of Crew Members

95. Engineer/ Operators	96. Firemen	97. Conductors	98. Brakemen
N/A	N/A	N/A	N/A

Length of Time on Duty

99. Engineer/Operator: Hrs N/A Mi N/A

100. Conductor: Hrs N/A Mi N/A

Casualties to:	101. Railroad Employees	102. Train	103. Other
Fatal	N/A	N/A	N/A
Nonfatal	N/A	N/A	N/A

104. EOT 1. Yes 2. No: N/A

105. Was EOT Device Properly 1. Yes 2. No: N/A

106. Caboose Occupied by Crew? 1. Yes 2. No: N/A

Highway User Involved

107. A. Auto B. Truck C. Truck-Trailer. D. Pick-Up Truck E. Van F. Bus G. School Bus H. Motorcycle J. Other Motor Vehicle K. Pedestrian M. Other (spec. in narrative) Code: N/A

108. Vehicle Speed (est. MPH at impact): N/A

109. geographical) 1.North 2.South 3.East 4.West Code: N/A

Rail Equipment Involved

111. Equipment 1.Train(units pulling) 2.Train(units pushing) 3.Train (standing) 4.Car(s) (moving) 5.Car(s) (standing) 6.Light Loco(s) (moving) 7.Light(s) (standing) 8.Other (specify in narrative) Code: N/A

112. Position of Car Unit in: 0

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110. Position 1.Stalled on Crossing 2.Stopped on Crossing 3.Moving Over Crossing 4. Trapped	Code N/A	113. Circumstance 1. Rail Equipment Struck Highway User 2. Rail Equipment Struck by Highway User	Code N/A
114a. Was the highway user and/or rail equipment involved in the impact transporting hazardous materials? 1. Highway User 2. Rail Equipment 3. Both 4. Neither	Code N/A	114b. Was there a hazardous materials release 1. Highway User 2. Rail Equipment 3. Both 4. Neither	Code N/A
114c. State here the name and quantity of the hazardous materials released, if any. N/A			

115. Type Crossing Warning 1.Gates 2.Cantilever FLS 3.Standard FLS 4.Wig Wags 5.Hwy. traffic signals 6.Audible 7.Crossbucks 8.Stop signs 9.Watchman 10.Flagged by crew 11.Other (spec. in narr.) 12.None	116. Signaled Crossing (See instructions for codes)	Code	117. Whistle 1. Yes 2. No 3. Unknown	Code
Code(s) N/A N/A N/A N/A N/A N/A N/A		N/A		N/A

118. Location of Warning 1. Both Sides 2. Side of Vehicle Approach 3. Opposite Side of Vehicle Approach	Code N/A	119. Crossing Warning with Highway Signals 1. Yes 2. No 3. Unknown	Code N/A	120. Crossing Illuminated by Street Lights or Special Lights 1. Yes 2. No 3. Unknown	Code N/A

121. Age 0	122. Driver's Gender 1. Male 2. Female	Code N/A	123. Driver Drove Behind or in Front of and Struck or was Struck by Second Train 1. Yes 2. No 3. Unknown	Code N/A	124. Driver 1. Drove around or thru the Gate 2. Stopped and then Proceeded 3. Did not Stop 4. Stopped on Crossing 5. Other (specify in narrative)	Code N/A

125. Driver Passed Highway Vehicle 1. Yes 2. No 3. Unknown	Code N/A	126. View of Track Obscured by (primary obstruction) 1. Permanent Structure 2. Standing Railroad Equipment 3. Passing Train 4. Topography 5. Vegetation 6. Highway Vehicle 7. Other (specify in narrative) 8. Not obstructed	Code N/A

Casualties to:	Killed	Injured	127. Driver 1. Killed 2.Injured 3. Uninjured	Code N/A	128. Was Driver in the Vehicle? 1. Yes 2. No	Code N/A
129. Highway-Rail Crossing Users	0	0	130. Highway Vehicle Property Damage (est. dollar damage)	0	131. Total Number of Highway-Rail Crossing Users (include driver)	0

132. Locomotive Auxiliary Lights? 1. Yes 2. No	Code N/A	133. Locomotive Auxiliary Lights Operational? 1. Yes 2. No	Code N/A
134. Locomotive Headlight Illuminated? 1. Yes 2. No	Code N/A	135. Locomotive Audible Warning Sounded? 1. Yes 2. No	Code N/A

136. DRAW A SKETCH OF ACCIDENT AREA INCLUDING ALL TRACKS, SIGNALS, SWITCHES, STRUCTURES, OBJECTS, ETC., INVOLVED.

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BNSF

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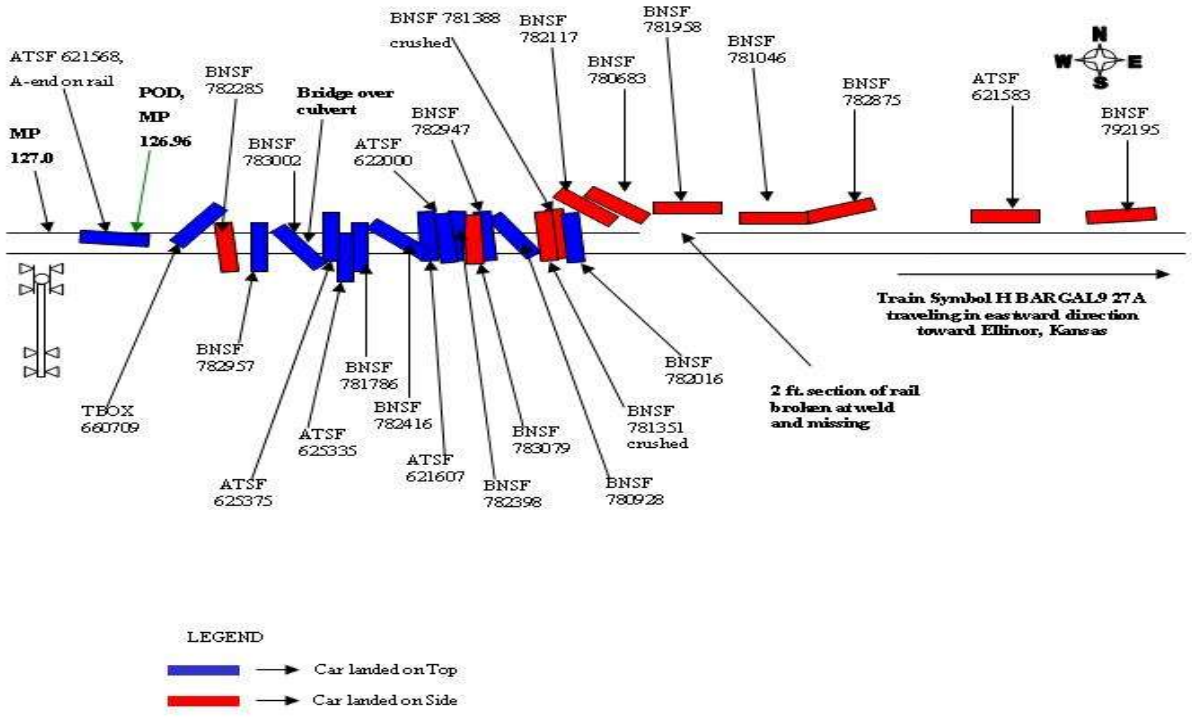

LEGEND

Car landed on Top

Car landed on Side

137. SYNOPSIS OF THE ACCIDENT

On October 29, 2007, at approximately 8:34 a.m.(CDT), an eastbound BNSF Railway Company (BNSF) manifest train, Train Symbol H BARGAL9 27, derailed 25 loaded cars (31st through 55th head cars) at milepost (MP) 126.96 , on single main track. The derailment occurred east of County Road W and west of County Road X.

The weather was clear and the temperature was 43 degrees F. The damage to equipment was $637,078. The damage to track was $267,808. There was no signal damage. The total damage was $904,886. There were no injuries or hazardous materials release.

PROBABLE CAUSE:

Despite exhaustive investigative and analysis efforts of both the FRA and BNSF the cause could not be determined. The investigation is complete.

138. NARRATIVE

CIRCUMSTANCES PRIOR TO THE ACCIDENT:

BNAF Train Symbol H BARGAL9 27 departed Wellington, Kansas, about 4:31 a.m., on October 29, 2007, according to BNSF train documents. There was an initial terminal freight train air brake test performed at Barstow, California, on October 27, 2007, about 3:28 a.m. PDT. No exceptions were taken as a result of the brake test. Train symbol H BARGAL9 27 received a Class IA - 1,000 mile brake test and inspection at Belen, New Mexico, on October 28, 2007. The crew of Train Symbol H BARGAL9 27, consisted of a locomotive engineer and a conductor. The crew went on duty at Wellington, at 4 a.m., October 29, 2007, after receiving the required statutory off-duty rest period. The engineer was seated on the south side of the locomotive operating the train. The conductor was seated on the north side of the locomotive.

The train was operating on tangent track and approaching the next highway/rail grade crossing where they were required to sound the whistle on approach and complied. After passing over the accident scene, the crew stated they felt a soft bump before they experienced a train-line initiated emergency application of the train air brakes.

THE ACCIDENT:

BNSF Train Symbol H BARGAL9 27 had been waiting at Strong City for about 45 minutes while maintenance-of-way (MOW) forces repaired a broken rail. Train Symbol H BARGAL9 27 was being operated in an eastward direction at a speed of 44 mph, as recorded by the locomotive event recorder, on single main track approaching the accident site. The maximum authorized speed was 45 mph. At the accident site, the crew felt a sudden jerk when the train went into emergency; there was no advance warning. After the emergency air brake application, the lead locomotive and trailing unit along with the head 30 cars continued to travel east, on the rail, for another 1,504 feet before coming to a complete stop. The crew initiated an emergency call to the Newton and Emporia dispatchers to report the accident. The 31st through the 54th head cars were discovered derailed; some were on their side and some were upright. All of the cars were loaded.

ANALYSIS AND CONCLUSION:

ANALYSIS

The crew of Train Symbol H BARGAL9 27 was tested under Federal Railroad Administration (FRA) post accident testing guidelines. The post-accident forensic toxicology result reports indicate the two employees tested had negative test results.

The engineer on Train Symbol H BARGAL9 27 had received 22 operational tests between January 3, 2007 and September 30, 2007. Between June 10, 2007 and September 23, 2007 the conductor received nine operational tests.

Train Symbol H BARGAL9 27 passed a trackside warning detector (TWD) less than 7 miles prior to the accident at milepost 134.0 with no exceptions taken. The locomotive event recorder on the lead locomotive revealed no issues with train handling prior to or at the time of derailment.

BNSF track inspection reports for the 2 week period of October 15, 2007, through October 29, 2007, indicates one defect was found within the 5 miles west of the accident site at milepost 131.6, by hi-rail on October 15, 2007, and was repaired before traffic was allowed to cross over the area. On October 29, a rail defect was found east of the point of derailment (POD) at milepost 128.79 by BNSF at 6:09. The remedial action taken was the repair on the track was made after supervising a train movement over the defect which according to the inspection report was an ordinary break in the rail (Defect code 213.113.10).

An FRA/DOT ATIP car report dated May 22, 2007, indicates no defects found at the derailment location. A BNSF Geometry car report, operated April 10, 2007, and notes one defect which did not exceed FRA perameters and was not noted as a defect.

FRA post accident inspections of the track, signal and event recorded downloads did not reveal any indication of causal factors. FRA discovered what appeared to be a loose wheel on the axle of one of the cars.

An analysis of a loose wheel on Car No. BNSF 782875 conducted by the BNSF Technical Research and Development Team on the right No. 1 location has been ruled out as a possible cause of the accident. The results of this analysis was the loose wheel which was a result of damage from the derailment and did not occur before the accident.

CONCLUSION:

The FRA, BNSF Technical Research and Development team and BNSF Kansas Division Managers could not determine a cause to the Ellinor derailment. The loose wheel was determined to be a result of the derailment and was not a causal factor. The main explanation was that the data necessary was destroyed in the derailment and never recovered.

Despite the extensive investigation of the FRA and BNSF the probable cause could not be determine. Evidence required was never recovered for the derailment site.

PROBABLE CAUSE AND CONTRIBUTING FACTORS:

M507 - The Investigation is complete; The cause could not be determined.