

**Public Utilities
Commission of Ohio**

Memo

PUCO

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RECEIVED-DOCKETING DIV

To: Docketing Division
From: George Martin, Grade Crossing Planner, Rail Division
Re: PUCO Case Nos. 05-951-RR-FED and 06-557-RR-FED Request by the Indiana & Ohio Central Railroad for an extension of time to complete three grade crossing projects
Date: January 30, 2007

By its Entry of August 10, 2005 in case number 05-951-RR-FED, the Commission ordered the Indiana & Ohio Central Railroad (IOCR) to install an active grade crossing warning device at Clermont County, City of Loveland, Loveland Ave., DOT# 151-334Y no later than August 10, 2006. A subsequent Entry granted IOCR an extension of time to complete this project to February 10, 2007.

By its Entry of April 26, 2006 the Commission ordered IOCR to install active grade crossing warning devices at Clermont County, City of Loveland, Second St., DOT# 151-332K and Hamilton County, City of Loveland, Kemper Rd., DOT# 151-336M by August 10, 2006. A subsequent Entry granted IOCR an extension of time to complete these projects to February 10, 2007.

By letter dated January 17, 2007 IOCR requested an additional extension of 60 days to complete the projects due to the scope of the proposed traffic light preemption changing due to conflicts with the owner of utility poles at the three crossings. On January 18, 2007, staff filed a memo in this docket recommending that the 60 day extension request be granted. Subsequently, IOCR was informed that its vendor for the traffic preemption signal system required at these crossings cannot deliver the required material for at least two months.

By letter dated January 26, 2007 IOCR filed an amended request asking for 120 days for the reasons stated above. IOCR is confident that given the additional time the crossings can be placed in service without an additional extension request. Staff has been informed of developments in a timely manner throughout the progression of these projects and recommends that the Commission grant IOCR's request.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
Technician SB Date Processed 1/30/07

C: Legal Department

Please serve the following parties of record.

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