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Public Utilities
Commission of Ohio

PUCO

Memo

To: Docketing Division
From: George Martin, Grade Crossing Planner, Rail Division *gmd*
Re: PUCO Case No. 07-731-RR-FED, Bistline Rd, Richland County
Date: December 6, 2007

By Entry in Case No. 05-946-RR-FED, the Commission ordered CSX to install active grade crossing warning devices at eight grade crossings including Bistline Rd (518-464P), Cass Township, Richland County. Thereafter, this crossing was the subject of a closure petition filed by CSX.

On April 26, 2006, the Commission approved a stipulation filed between CSX, Cass Township and Richland County whereby the parties agreed to close Bistline Rd, develop a road construction project eliminating the need for the crossing, and stay the Commission's August 10, 2005 Entry regarding Bistline Rd. The April 26, 2006 Entry also directed parties to file progress reports on the project.

On September 29, 2006 staff filed a memo in 05-946-RR-FED inadvertently indicating that all eight the crossing projects had been completed and were in service including the Bistline Rd crossing. However, the Bistline Rd project was not completed. Case No. 05-946-RR-FED became archived.

On June 22, 2007 Commission's Legal staff filed an Entry under Case No. 07-731-RR-FED so that all relevant information regarding Bistline Rd could be appropriately file with the Commission.

On December 5, 2007 Rail Division field staff inspected the crossing and found it to be closed to vehicular traffic (see attached photos).

C: Legal Department

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.
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