DEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Petition of Norfolk Southern Railway Company to Close the Township Road 256 (DOT No. 472447R) and/or Township Road 261 (DOT No. 472441A) Crossings in Washington Township, Hancock County, Ohio.

FILE

Case No. 08-97-RR-UNC

<u>ENTRY</u>

The attorney examiner finds:

- (1) By entry issued March 11, 2008, this matter was scheduled for a local public hearing on April 17, 2008. However, another crossing closure case involving Norfolk Southern Railway Company (Norfolk Southern) had been previously arranged for that same date. Accordingly, the local hearing in this case will be rescheduled for Thursday, April 24, 2008, at 6:00 p.m. at the Arcadia Community Park, County Road 216/Township Road 254, Arcadia, Ohio 44804. The evidentiary hearing will also be rescheduled for Wednesday, May 28, 2008, at 10:00 a.m. in Hearing Room 11-G, at the Commission.
- (2) Pursuant to Sections 4907.474 and 4907.475, Revised Code, the secretary of the Commission should cause publication of the following notice, once a week for three consecutive weeks in a newspaper of general circulation in Hancock County, Ohio:

<u>NOTICE</u>

The Public Utilities Commission has scheduled a public hearing in Case No. 08-97-RR-UNC on the petition of Norfolk Southern Railway Company to close to vehicular and pedestrian traffic the Township Road 256 (DOT No. 472447R) grade crossing and/or the Township Road 261 (DOT No. 472441A) grade crossing in Washington Township, Hancock County. The hearing will be held on Thursday, April 24, 2008, at 6:00 p.m. at the Arcadia Community Park, County Road 216/Township Road 254, Arcadia, Ohio 44804. The public is invited to comment on the possible

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closing of the crossings and the effects such closing would have on the traffic and pedestrian travel patterns within the county.

An evidentiary hearing to consider expert testimony will be conducted on Wednesday, May 28, 2008, at 10:00 a.m. at the Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215. Further information is available at <u>www.puco.ohio.gov</u> or by calling 800-686-7826.

(3) Any party seeking to intervene in this proceeding should file a motion to intervene by May 21, 2008. Norfolk Southern and all other parties intending to present direct, expert testimony pursuant to Rule 4901-1-29(A), Ohio Administrative Code, should file such testimony by May 21, 2008. Any filings or motions to intervene should be addressed to the Public Utilities Commission, Docketing Division, 180 East Broad Street, Columbus, Ohio 43215-3793 and should cite the above-captioned case number.

It is, therefore,

ORDERED, That a local public hearing be rescheduled for April 24, 2008, at 6:00 p.m. at the Arcadia Community Park, County Road 216/Township Road 254, Arcadia, Ohio 44804. It is, further,

ORDERED, That evidentiary hearing will be held on May 28, 2008, at 10:00 a.m. in Hearing Room 11-G, at the Commission. It is, further,

ORDERED, That the secretary of the Commission cause publication of the notice of hearing as set forth above. It is, further,

ORDERED, That all motions to intervene and direct expert testimony be filed by May 21, 2008. It is, further,

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ORDERED, That a copy of this entry be served upon Norfolk Southern, the Ohio Rail Development Commission, Washington Township Trustee Dennis Holman, the Hancock County Commission, the Hancock Regional Planning Commission, and any interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: Richard M. Bulgrin Attorney Examiner

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Entered in the Journal

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Reneé J. Jenkins Secretary