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**Public Utilities
Commission of Ohio**

PUCO

Memo

To: Docketing Division**From:** George Martin, Grade Crossing Planner, Rail Division *HM***Re:** PUCO Case No. 07-374-RR-FED Request of CSX Transportation for an extension of time to complete the installation of an active grade crossing warning device at Hummel Rd., DOT# 141-939H, City of Brook Park, Cuyahoga County**Date:** January 12, 2009

By its Entry dated June 6, 2007 the Commission ordered CSX Transportation (CSX) to install an active grade crossing warning device at Hummel Rd (DOT# 141-939H), City of Brook Park (City), in Cuyahoga County on or before June 6, 2008. This crossing was selected and surveyed by staff on November 29, 2006 and was found to warrant an upgrade to flashing lights and roadway gates.

By subsequent Entries the Commission extended the deadline for CSX to complete this project to January 15, 2009.

By phone on December 17, 2008 and January 6, 2009 CSX personnel discussed with staff continuing problems with this project due to curb work needing to be completed by the City and overhead utility relocation needing to be done by First Energy before CSX could complete the project. On January 6, 2009 staff requested assistance from the Transportation Department utility facilitator to aid with the utility relocation and phoned the City consulting engineer requesting the curb work be expedited.

On January 8, 2009 CSX filed in this docket a request for a 90 day extension of time, until April 15, 2009, to complete this project. Staff notes that this has been a complex project from its inception, necessitating multiple extensions, and that CSX has kept staff apprised of the project status throughout (See staff memo's dated April 4, 2007, May 20, 2008, and September 5, 2008). Accordingly, staff finds that this request is well made and recommends that the Commission grant the request.

C: Legal Department

Please serve the following parties of record

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