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Jun. '8. 2010 2:41PM

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**EASTMAN & SMITH LTD.**

ATTORNEYS AT LAW

Established 1844

**FAX**

D. Casey Talbott  
Attorney at Law  
Direct Dial: 419-247-1845  
dctalbott@eastmansmith.com

One SeaGate, 24<sup>th</sup> Floor  
P.O. Box 10032  
Toledo, Ohio 43699-0032  
Telephone: 419-241-6000  
Facsimile: 419-247-1777

June 18, 2010

VIA FACSIMILE AND U.S. MAIL

The Public Utilities Commission of Ohio  
Docketing Division  
180 East Broad Street  
Columbus, Ohio 43215-3793  
Fax No.: 614-466-0313

RECEIVED-DOCKETING DIV  
2010 JUN 18 PM 2:45  
PUCO

Re: In the Matter of the Authorization of CSX Transportation, Indiana & Ohio  
Railway and Norfolk Southern Railway to Install Active Grade Crossing  
Warning Devices in Five Counties  
PUCO Case No. 07-1169-RR-FED  
Our File No: N1432/176814

Dear Docketing Clerk:

Attached for filing is a Status Report.

I confirm that, via regular mail, we are forwarding to you the original document plus  
seven copies.

Please call me - at (419) 241-6000 - if you have any questions or concerns.

Thank you.

Very truly yours,

EASTMAN & SMITH LTD.

D. Casey Talbott

DCT/kml  
Enclosures

cc: Leah Thomas Dalton (w/enc.)  
Susan J. Kirkland (w/enc.)  
Robert L. Stanley (w/enc.)

This is to certify that the images appearing are an  
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document delivered in the regular course of business.  
Technician Sum Date Processed JUN 18 2010

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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of	:	Case No. 07-1169-RR-FED
CSX Transportation, Indiana & Ohio	:	
Railway and Norfolk Southern	:	<b><u>STATUS REPORT</u></b>
Railway to Install Active Grade	:	
Crossing Warning Devices in Five	:	D. Casey Talbott (0046767)
Counties.	:	(Trial Attorney)
	:	Mark W. Sandretto (0079536)
	:	EASTMAN & SMITH LTD.
	:	One SeaGate, 24 <sup>th</sup> Floor
	:	P.O. Box 10032
	:	Toledo, Ohio 43699-0032
	:	Telephone: (419) 241-6000
	:	Fax: (419) 247-1777
	:	
	:	Attorneys for Norfolk Southern
	:	Railway Company

This will serve as a Status Report in the above matter.

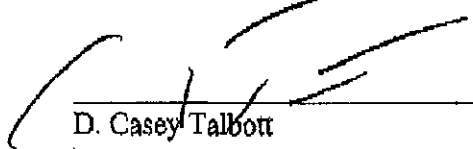
The interested parties met in Miamisburg on May 10, 2010, discussed at length the prospective corridor project, and then conducted an on-site inspection of various crossings considered for improvement versus closure. The parties are now following, informally, toward resolving various related logistical concerns (property and engineering).

Constructive dialogue is ongoing here and, accordingly, and upon resolving the involved logistical concerns, the parties hope and expect to enter into an appropriate letter agreement addressing the entire Miamisburg corridor, including Kercher Street.

Assuming the Commission's approval, Norfolk Southern will file a further status report by August 17, 2010.

Respectfully submitted,

EASTMAN & SMITH LTD.



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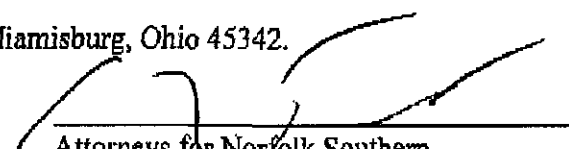
D. Casey Talbott  
Mark W. Sandretto  
One SeaGate, 24<sup>th</sup> Floor  
P.O. Box 10032  
Toledo, Ohio 43699-0032  
Telephone: (419) 241-6000  
Fax: (419) 247-1777

Attorneys for Norfolk Southern  
Railway Company

**PROOF OF SERVICE**

A copy of the foregoing *Status Report* was mailed this 18<sup>th</sup> day of June, 2010 to:

Leah Thomas Dalton, Deputy Chief, Transportation Department, Safety Programs Division/Rail, c/o The Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43266-0573; Susan J. Kirkland, Manager, Safety Programs, Ohio Rail Development Commission, 1980 West Broad Street, 2nd Floor, Columbus, Ohio 43223; and Robert L. Stanley, City Engineer, 10 North First Street, Miamisburg, Ohio 45342.



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Attorneys for Norfolk Southern  
Railway Company