

FILE

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**Public Utilities
Commission of Ohio**

PUCO

Memo

To: Docketing Division
From: Leah Thomas-Dalton, Chief, Rail Division
C: Legal Department
Re: PUCO case No. 10-1278-RR-CSS – Alleged walking tripping hazard caused by excessive growth of weeds & vegetation at Caraustar Industries - Norfolk Southern
Date: October 5, 2010

The Rail Division Staff was able to successfully mediate this matter. It is therefore recommended that the legal staff proceed with an entry to close the above case.

**PUBLIC UTILITIES COMMISSION OF OHIO
TRANSPORTATION DEPARTMENT
RAIL DIVISION**

Date of Assignment: September 2, 2010

Date of Inspection: September 22, 2010; September 24, 2010

Subject: 10-1278-RR-CSS—Alleged Walking Tripping Hazards
Caused by Excessive Weed and Vegetation Growth at
Caraustar Industries.

FINDINGS

On September 22nd, I met with acting Terminal Superintendent, Mr. Mark Wagner to discuss this and four other complaints. Mr. Wagner said that he believed that the problem had already been corrected but he would contact Caraustar Industries to verify that.

On September 23rd Mr. Wagner forwarded an email from Mr. Eric Michener of Carraustar industries stating that the weeds and vegetation had been taken care of approximately 2 weeks prior. This corrective action was verified by Mr. Gary Elkins of the UTU on September 28th; as Mr. Elkins represented the complainant no on site inspection was conducted.

CONCLUSIONS & RECOMMENDATIONS

Based on these findings, I recommend that the Complaint should be closed.

Joe Dunn
Safety Inspector, FRA/PUCO
October 1, 2010

CC:

Complainant

Mr. Mark Wagner
Norfolk Southern Railroad
4860 W. 150th St.
Cleveland Oh. 44135