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December 20, 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

**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.)

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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Authorization of	:	Case No. 07-1169-RR-FED
CSX Transportation, Indiana & Ohio	:	
Railway and Norfolk Southern	:	<u>STATUS REPORT</u>
Railway to Install Active Grade	:	
Crossing Warning Devices in Five	:	D. Casey Talbott (0046767)
Counties.	:	(Counsel of Record)
	:	Mark W. Sandretto (0079536)
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	:	
	:	Attorneys for Norfolk Southern
	:	Railway Company

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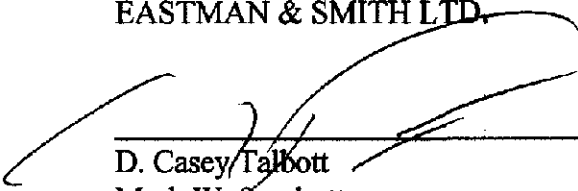
On December 13, 2010, Miamisburg confirmed that its engineering staff had completed its evaluation of certain crossings within the Miamisburg corridor, including prospective infrastructure modifications, and that its council will be meeting in January of 2011 to discuss and confirm Miamisburg's position with respect to an outstanding proposal to address the crossings within the City's corridor.

The parties hope to reach an agreement, at least in principal, by late January of 2011, which would then be confirmed formally.

Assuming the Commission's approval, Norfolk Southern will file a further Status Report by February 18, 2011.

Respectfully submitted,

EASTMAN & SMITH LTD.



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Attorneys for Norfolk Southern
Railway Company

PROOF OF SERVICE

A copy of the foregoing *Status Report* was mailed this 20th day of December, 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.



Attorney for Norfolk Southern
Railway Company