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EASTMAN & SMITH LTD.

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Established 1844 07-1169-RR-FED

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October 24, 2011

<u>VIA FACSIMILE AND OVERNIGHT MAIL</u>

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 overnight 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. Gasey Talbett

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DCT/kml Enclosures

cc;

Leah Thomas Dalton (via e-mail) Susan J. Kirkland (via e-mail) Robert L. Stanley (via e-mail)

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Oct. 24. 2011 3:50PM No. 1979 P. 3

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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.

Case No. 07-1169-RR-FED

STATUS REPORT

D. Casey Talbott (0046767)

(Counsel of Record)

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Attorneys for Norfolk Southern

Railway Company

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

The ORDC has nearly completed the environmental review relating to the Miamisburg corridor project. Upon completion, and once the ORDC has received federal authorization, it will circulate the confirmatory Subsidy Agreement for execution by all interested parties.

The undersigned expects that global execution should occur within the next fortyfive (45) days; otherwise, Norfolk Southern will file a further Status Report by December 8, 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 e-mailed this Zytaday of October. 2011 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