

FAX

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Established 1844

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March 22, 2012

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

PUCO

2012 MAR 22 PM 4:43

RECEIVED-DOCKETING DIV

Re: In the Matter of the Authorization of the Norfolk Southern Railway
to Install Active Grade Crossing Warning Devices in Montgomery
and Warren Counties.
PUCO Case No. 10-222-RR-FED
Our File No: N1432/176814

Dear Docketing Clerk:

Attached for filing is a Notice of Receipt of Authorization to Proceed with Construction.

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.

Casey Talbott

DCT/kml
Enclosures

cc: Leah Thomas Dalton (w/enc.)
Susan J. Kirkland (w/enc.)
Dan Casson (w/enc.)
Duke Energy (w/enc.)
Rich Norton (w/enc.)
Service Department of Moraine, Ohio (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 [Signature] Date Processed 3-22-12

Columbus

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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of
the Norfolk Southern Railway to
Install Active Grade Crossing
Warning Devices in Montgomery and
Warren Counties.

Case No. 10-222-RR-FED

**NOTICE OF RECEIPT OF
AUTHORIZATION TO PROCEED
WITH CONSTRUCTION**

D. Casey Talbott (0046767)
(Counsel of Record)

Mark W. Sandretto (0079536)
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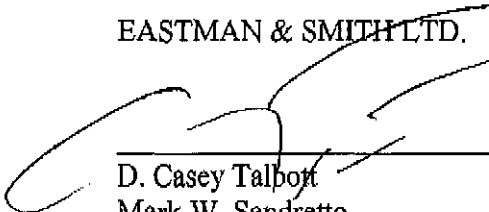
Attorneys for Norfolk Southern
Railway Company

Pursuant to the Commission's Entry of October 3, 2011, Norfolk Southern Railway Company ("Norfolk Southern") confirms that by letter of March 9, 2012 the Ohio Rail Development Commission authorized Norfolk Southern to proceed with the South Alex Road (524-644B) grade crossing project. Accordingly, and consistent with the Commission's Entry, this

confirms that to Norfolk Southern's understanding the related construction deadline is September 9, 2012 (six months from the date of the ORDC's authorization letter).

Respectfully submitted,

EASTMAN & SMITH LTD.

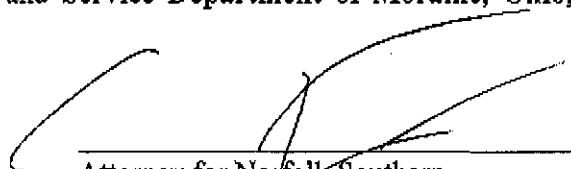


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Railway Company

PROOF OF SERVICE

A copy of the foregoing *Notice of Receipt of Authorization to Proceed with Construction* was mailed this 22nd day of March, 2012 to: **Leah Thomas-Dalton**, Chief, PUCO Rail Division, Public Utilities Commission of Ohio, 180 East Broad Street, Columbus, Ohio 43215; **Susan J. Kirkland**, Manager, Safety Programs, c/o Ohio Rail Development Commission, 1980 West Broad Street, 2nd Floor, Columbus, Ohio 43223; **Dan Casson**, Service Department, 474 Fairview Drive, Carlisle, Ohio 45005; **Duke Energy**, 1000 East Main Street, Mail Drop WP 890, Plainfield, Indiana, 46168; **Rich Norton**, Service Department, 300 East Central Avenue, West Carrollton, Ohio 45449; and **Service Department of Moraine, Ohio**, 2250 Sandridge Road, Moraine, Ohio 45439.



Attorney for Norfolk Southern
Railway Company