

document delivered

the regular course of business

of a case file

Date Processed_JUN 0 8 2012

and complete

Technician

EASTMAN & SMITH LTD.

ATTORNEYS AT LAW

Established 1844

D. Casey Talbott Attorney at Law

Direct Dial: 419-247-1845 dctalbott@eastmansmith.com

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

June 8, 2012

<u>VIA FACSIMILE AND U.S. 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 Norfolk Southern Railway to Install Active

Grade Crossing Warning Devices in Butler County.

PUCO Case No. 12-1315-RR-FED Our File No: N1432/176814

Dear Docketing Clerk:

Attached for filing is a Notice of Existence of Electric Service.

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 (via e-mail)

Susan J. Kirkland (via e-mail) Cayela Wimberly (via e-mail) Dorothy K. Corbett (w/enc.)

West Chester Township Board of Trustees (w/enc.)

Columbus • Toledo • Findlay • Novi

1671861 .1

www.eastmansmith.com

2012 JUN -8 PM 3: 52

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of Norfolk Southern Railway to Install Active Grade Crossing Warning Devices in Butler County. Case No. 12-1315-RR-FED

NOTICE OF EXISTENCE OF ELECTRIC SERVICE

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

Mark W. Sandretto (0079536) EASTMAN & SMITH LTD. One SeaGate, 24th Ploor

P.O. Box 10032

Toledo, Ohio 43699-0032 Telephone: (419) 241-6000

Fax: (419) 247-1777

Attorneys for Norfolk Southern Railway Company

Per the Commission's Finding and Order of May 9, 2012, Norfolk Southern Railway Company confirms that electric service is in existence at the Station Road/Township Road 120 grade crossing (524-701M) in West Chester Township, Butler County and, accordingly, that to its understanding such service will be available during the construction and cut-in phases of the involved construction project.

Respectfully submitted,

EASTMAN & SMITH LTD

D. Casey Talbbtt/ Mark W. Sandretto One SeaGate, 24th 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 Notice of Existence of Electric Service was e-mailed this day of June, 2012 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 Cayela Wimberly, Norfolk Southern Corporation, 1200 Peachtree St., NE, P.O. Box 123, Atlanta, Georgia 30309; and mailed to: Dorothy K. Corbett, Duke Energy Business Services LLC, 139 East Forth Street, 1303 Main, Cincinnati, Ohio 45202; and Board of Trustees, West Chester Township, 9113 Cincinnati-Dayton Road, West Chester, Oble 45069.

Attorney for Norfolk Southern

Railway Company