

3

FAX

EASTMAN & SMITH LTD.
ATTORNEYS AT LAW
Established 1844

D. Casey Talbott
Attorney at Law
Direct Dial: 419-247-1845
detalbott@eastmansmith.com

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

June 15, 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

**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.

Casey Talbott

DCT/kml
Enclosures

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

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician SW Date Processed JUN 18 2012

Columbus

Toledo

Findlay

Novi

PUCO

2012 JUN 15 PM 4:55

RECEIVED-DOCKETING DIV

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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)
	:	EASTMAN & SMITH LTD.
	:	One SeaGate, 24 th Floor
	:	P.O. Box 10032
	:	Toledo, Ohio 43699-0032
	:	Telephone: (419) 241-6000
	:	Fax: (419) 247-1777
	:	
	:	Attorneys for Norfolk Southern
	:	Railway Company

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

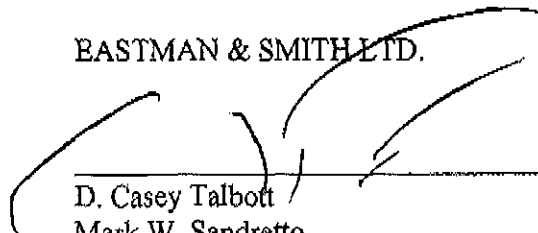
To the undersigned's understanding, the City is proceeding toward effectuating the physical closures of the Buckeye and Park Street crossings (with this expected to be accomplished in or about early July of 2012), thereby resolving a frequency saturation concern; in the meantime, the involved parties are proceeding with the requisite preliminary engineering relating to the

prospective circuitry work at various other City crossings, including Kercher Street, with same to be submitted for authorization following the City's closures of the above-referenced crossings.

Assuming necessary, Norfolk Southern will file a further Status Report by July 31, 2012.

Respectfully submitted,

EASTMAN & SMITH LTD.

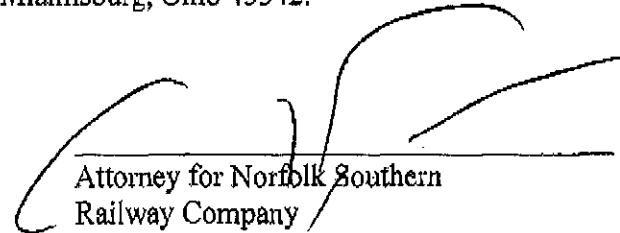


D. Casey Talbott
Mark W. Sandretto
One SeaGate, 24th Floor
P.O. Box 10032
Toledo, Ohio 43699-0032
Telephone: (419) 241-6000
Fax: (419) 247-1777

Attorneys for Norfolk Southern
Railway Company

PROOF OF SERVICE

A copy of the foregoing *Status Report* was e-mailed this 15th 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 **Robert L. Stanley**, City Engineer, 10 North First Street, Miamisburg, Ohio 45342.



Attorney for Norfolk Southern
Railway Company