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**Public Utilities
Commission of Ohio**

PUCO

Memo

To: Docketing Division
From: George Martin, Grade Crossing Planner, Rail Division
Re: PUCO Case No. 13-1906-RR-FED, Request of Norfolk Southern Railway for an extension of time for the completion of a consolidation project in the City of Middletown, Butler County
Date: September 8, 2014

By its Entry dated September 18, 2013, the Commission adopted a Subsidy Agreement, whereby the grade crossings located at Central Ave, DOT# 524677N, and Verity Parkway, DOT# 525342C, would receive new crossing surfaces in exchange of the closure of Grand Ave, DOT# 524680W. The project was to be completed on or before September 18, 2014.

On September 4, 2014, NS filed in this docket a request for an extension of six months, until March 18, 2015, to complete this project. NS request states that there are concerns over the crossing surfaces which have been installed, and this may necessitate additional construction. According to the terms of the Subsidy Agreement, the crossing closure will not occur until the surface installations are completed.

Staff met with NS on August 14, 2014, and these concerns were discussed. As the grade crossings involved in this project are equipped with functioning lights and gates, staff recommends that the Commission grant this extension.

C: Legal Department