

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of CSX)
Transportation, Inc. and the Indiana and)
Ohio Railway to Install Active Grade) Case No. 14-774-RR-FED
Crossing Warning Devices in Butler and)
Auglaize Counties.)

ENTRY

The attorney examiner finds:

- (1) On May 14, 2014, the Commission issued a Finding and Order authorizing funding for several projects, including for CSX Transportation, Inc. (CSX) to install mast-mounted flashing lights and roadway gates in Butler County, near Middletown, at Franklin-Madison Road/Township Road 4, DOT#152-434G. CSX was directed to complete the project by February 13, 2015.
- (2) On February 2, 2015, CSX filed a request for a six-month extension of time to complete the project. CSX explains that additional time is needed to relocate overhead communication and power lines that will obstruct the signal in the northwest quadrant. CSX adds that Duke Energy Ohio, Inc. (Duke) and Time Warner Cable have been contacted concerning the relocation, but neither utility has submitted CSX permit applications for the required work.
- (3) On February 4, 2015, Staff filed a memorandum recommending that the attorney examiner grant a 30-day extension of time to allow the Commission time to consider the request.
- (4) Pursuant to the Commission's September 19, 1996 Entry in *In the Matter of the Implementation of the 1996 Federal Crossing Protection Program*, Case No. 96-676-RR-FED, the Commission authorized the attorney examiner assigned to the case to grant extensions for up to 30 days.

- (5) The attorney examiner finds that a 30-day extension of time should be granted to allow the Commission time to consider CSX's request. Accordingly, CSX is granted an extension of time until March 16, 2015, to complete the project. CSX is directed to follow all standard railroad crossing safety protocol so as to ensure the protection of the traveling public at the crossing. In addition, Staff should continue to monitor the work at the project to ensure completion within the newly ordered time frame.

It is, therefore,

ORDERED, That CSX's request for additional time is granted until March 16, 2015, to allow the Commission time for consideration of the request. It is, further,

ORDERED, That copies of this Entry be served upon CSX, ORDC, Franklin Township Trustees, Madison Township Trustees, Duke, Time Warner Cable, and any other interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/James Lynn

By: James M. Lynn
Attorney Examiner

JRJ/sc

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in

Case No(s). 14-0774-RR-FED

Summary: Attorney Examiner Entry granting CSX's request for additional time until 03/16/2015 to allow the Commission time for consideration of the request. - electronically filed by Sandra Coffey on behalf of James Lynn, Attorney Examiner, Public Utilities Commission of Ohio