

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of CSX Transportation to )  
Install Active Grade Crossing Warning ) Case No. 14-1900-RR-FED  
Devices in Lorain/Cuyahoga County )  
and Butler County. )

ENTRY

The attorney examiner finds:

- (1) R.C. 4905.04 provides that the Commission has statutory authority to regulate and promote the welfare and safety of railroad employees and the traveling public.
- (2) R.C. 4907.471 provides that the Commission shall survey all grade crossings and establish a priority list to determine which grade crossings are in need of additional protective devices.
- (3) CSX Transportation, Inc. (CSX) is a railroad as defined in R.C. 4907.02 and subject to the jurisdiction of the Commission under R.C. 4905.04.
- (4) On November 20, 2014, the Commission issued a Finding and Order authorizing funding for CSX to install mast-mounted flashing lights and roadway gates in several locations, including in Butler County, city of Hamilton, at Rockford Drive, DOT#154060K. CSX was directed to complete the project on or before August 20, 2015.
- (5) On July 23, 2015, CSX filed a request for a three-month extension of time to complete the project. CSX explains that the due date of the project was mistakenly adjusted in its scheduling system to January 2016. CSX adds that the signal house has been wired and materials have been ordered.
- (6) On August 4, 2015, Staff filed a memorandum recommending that the attorney examiner grant a 30-day time extension to allow the Commission time to consider the request.

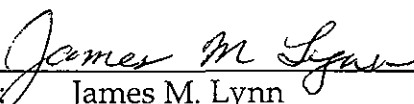
- (7) Pursuant to the Commission's September 19, 1996 Entry in *In the Matter of the Implementation of the 1996 Federal Crossing Protection Program*, Case No. 96-676-RR-FED, the Commission authorized the attorney examiner assigned to the case to grant extensions for up to 30 days.
- (8) The attorney 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 September 20, 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.

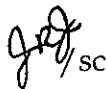
It is, therefore,

ORDERED, That CSX's request for additional time is granted until September 20, 2015, to allow the Commission time to consider the request. It is, further,

ORDERED, That copies of this Entry be served upon CSX, ORDC, City of Hamilton Engineering Department, Dayton Power and Light Company, and any other interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: James M. Lynn  
Attorney Examiner

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