s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s

In the Matter of the Authorization of Norfolk Southern Railway and Wheeling & Lake Erie Railway to Install Active Warning Devices in the Village of Yorkville, Jefferson County.	:	Case No. 18-1135-RR-FED **<u>REQUEST TO EXTEND CONSTRUCTION DEADLINE</u>** D. Casey Talbott (0046767) (Counsel of Record) EASTMAN & SMITH LTD. One SeaGate, 24th Floor P.O. Box 10032 Toledo, Ohio 43699-0032 Telephone: (419) 241-6000 Fax: (419) 247-1777 Email: dctalbott@eastmansmith.com Attorneys for Norfolk Southern Railway Company

s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s-s

Norfolk Southern Railway Company ("NSRC") respectfully requests an extension of time of twelve (12) months – through May 22, 2020 – within which to complete the involved

construction project at the Public Road grade crossing (DOT #503246N) in Yorkville, Jefferson County.

A memorandum in support is attached.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott
D. Casey Talbott
One SeaGate, 24th Floor
P.O. Box 10032
Toledo, Ohio 43699-0032
Telephone: (419) 241-6000
Fax: (419) 247-1777
Email: dctalbott@eastmansmith.com

Attorneys for Norfolk Southern
Railway Company

MEMORANDUM IN SUPPORT

By Finding and Order of August 22, 2018, NSRC was authorized to install active warning devices at the Public Road grade crossing in Yorkville, Jefferson County, with an original construction deadline of May 22, 2019.

This is a fairly complicated project, in that it involves the interconnect of two separate railroad companies, plus advance traffic signal preemption; also, there are a number of outstanding utility conflicts. In light of same, and due to the approaching, federally-mandated PTC deadline, NSRC anticipates that it will need through approximately May of 2020 within which to complete this project.

In the meantime, NSRC confirms that the Public Road crossing remains protected by active warning devices.

For the foregoing reasons, NSRC respectfully requests that the Commission grant it an extension of time through May 22, 2020 within which to complete this project.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

D. Casey Talbott
One SeaGate, 24th Floor
P.O. Box 10032
Toledo, Ohio 43699-0032
Telephone: (419) 241-6000
Fax: (419) 247-1777
Email: dctalbott@eastmansmith.com

Attorneys for Norfolk Southern
Railway Company

PROOF OF SERVICE

A copy of the foregoing **Request to Extend Construction Deadline** was filed electronically with the Commission this 8th day of May, 2019. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/s/ D. Casey Talbott
Attorney for Norfolk Southern
Railway Company

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/8/2019 4:54:51 PM

in

Case No(s). 18-1135-RR-FED

Summary: Request Request to Extend Construction Deadline electronically filed by Mr. D. Casey Talbott on behalf of Norfolk Southern Railway Company