

Memo

To: Docketing Division
From: Jill Henry, Rail Specialist, Rail Division
Cc: PUCO Legal Department
Date: 12/5/2019

Re: PUCO Case No. 18-1615-RR-FED- In the Matter of a Request for the Installation of Active Warning Devices at the Norfolk Southern Railway Crossing, Norwood Avenue DOT#508-925U, in Lucas County, Ohio.

On February 12, 2018, the Ohio Rail Development Commission (ORDC) authorized funding for Norfolk Southern Railway to install active warning devices at Norwood Avenue DOT#508-925U, in Lucas County, Ohio. The crossing was surveyed, on October 17, 2017, and found to warrant the upgrade.

On November 28, 2018, the Commission approved the project and ordered completion by November 28, 2019.

On November 20, 2019, NS filed for an extension until December 28, 2019. In the request, NS states construction commenced on November 11, 2019. Crews will need 28 gang days to complete construction.

ORDC and Staff reviewed this project. Based on staff's review of the extension request and communications with ORDC, Staff does not believe thirty (30) days is sufficient to complete the project. As such, staff recommends denial of the extension request.

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization
of Norfolk Southern Railway to
Install Active Warning Devices in
the City of Toledo, in Lucas County.

: Case No. 18-1615-RR-FED

: **REQUEST TO EXTEND**
CONSTRUCTION DEADLINE

:
: D. Casey Talbott (0046767)
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:
: Attorneys for Norfolk Southern
: Railway Company

Norfolk Southern Railway Company (“NSRC”) respectfully requests an extension of time of thirty (30) days – through December 28, 2019 – within which to complete the involved construction project at the Norwood Avenue grade crossing (DOT #508925U) in Toledo, Lucas County.

A memorandum in support is attached.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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Attorneys for Norfolk Southern

Railway Company

MEMORANDUM IN SUPPORT

NSRC commenced construction on or about November 11, 2019, and anticipates that it will need approximately twenty-eight (28) gang days within which to complete construction/effectuate cut-in. Accordingly, NSRC respectfully requests an extension of time of thirty (30) days – through December 28, 2019 – within which to complete this project.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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PROOF OF SERVICE

A copy of the foregoing **Request to Extend Construction Deadline** was filed electronically with the Commission this 20th day of November, 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

11/20/2019 5:04:23 PM

in

Case No(s). 18-1615-RR-FED

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

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

12/10/2019 9:14:15 AM

in

Case No(s). 18-1615-RR-FED

Summary: Response In the Matter of an Extension Request for the Installation of Active Warning Devices at the Norfolk Southern Railway Crossing, Norwood Avenue DOT#508-925U, in Lucas County, Ohio. electronically filed by Mrs. Jill A Henry on behalf of PUCO/Rail Division