

**Public Utilities
Commission of Ohio**

Memo

2006 DEC 22 AM 9:23

RECEIVED-DOCKETING DIV

PUCO

To: Docketing Division
From: George Martin, Grade Crossing Planner, Rail Division *GM*
Re: PUCO Case No. 05-1578-RR-FED Request by Norfolk Southern Railway for an extension of time to complete a grade crossing project in Erie County
Date: December 22, 2006

By its Entry on January 4, 2006 the Commission ordered Norfolk Southern Railway (NS) to construct an active grade crossing warning device at the following location:

Erie County, Vermillion Township, Stanley Road, DOT# 472-316M

NS was ordered to have the crossing device in service no later than January 4, 2007.

On December 21, 2006 NS filed in this docket a request for an extension of 60 days, to March 12, 2007 to complete the project. Counsel for NS stated that the project was delayed due to adverse weather (high winds and rain) which prevented First Energy Corp. from relocating overhead utility lines which would then enable NS to complete the project. Counsel for NS further stated that due to the unpredictability of weather at this time of year, a 60 day extension was requested.

NS had advised staff by phone and e-mail of the pending request on December 4, 2006. Staff finds that NS notification was timely, and the request is well made. Staff recommends that the Commission approve the request.

C: Legal Department

Please serve the following parties of record.

Ms Susan Kirkland

Ohio Rail Development Commission

50 W Broad St, 15th Floor

Columbus, Oh 43215

Mr Rick Ray

Norfolk Southern Railway

1200 Peachtree St NE, Box 123

Atlanta, Ga 30309

Vermillion Township Trustees

PO Box 83

Vermillion, Oh 44089