

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of Norfolk)
 Southern Railway to Institute a Corridor) Case No. 06-1326-RR-FED
 Project in the City of Springfield, Clark)
 County.)

ENTRY

The attorney examiner finds:

- (1) By entry of November 21, 2006, the Commission approved a subsidy agreement between the staff of the Commission, the city of Springfield, and Norfolk Southern Railway (NS) for a grade crossing corridor project located in the city of Springfield, Ohio, under which warning devices would be installed or modernized by NS at 18 grade crossings and five grade crossings would be closed. All of the grade crossings are located in the city of Springfield, Ohio. The corridor project was to be completed by May 21, 2008.
- (2) On May 9, 2008, NS filed a request for an extension of the completion deadline to November 21, 2008. NS indicated that, while significant progress has been made, additional time is warranted and necessary. NS also mentioned that, on May 2, 2008, the involved parties entered into an agreement in principle involving the installation of vehicle detection systems at the four grade crossings receiving four quadrant gates, and wayside horns at 12 of the other crossings. NS stated that the modifications involve new technology which complicates the design and installation process. In addition, NS indicated that the changes would require additional design, engineering, bidding, material procurement, and coordination with the city of Springfield.
- (3) On May 12, 2008, NS filed an amended request that the construction deadline be extended for 12 months to May 21, 2009. NS indicated that, upon further consultation and due to the magnitude of this project and the need for additional engineering studies, additional time was needed.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.
 Technician TM Date Processed 5/14/2008

- (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 and indicated that any request for an extension in excess of 30 days would be considered and decided by the Commission.
- (5) Given the circumstances surrounding this request, the attorney examiner will grant a 30-day extension of the completion deadline for this project. In order for the Commission to have sufficient information to consider and decide the merits of NS's one-year extension request, the examiner directs NS to provide supporting information regarding the circumstances surrounding this extension request, the agreement referenced in finding (2) above regarding the installation of vehicle detection systems at certain of the crossings, and the apparent three-day decision to expand the extension request from six months to one year. Accordingly, NS should file by May 30, 2008, the additional information identified above. In addition, because the city of Springfield is the location for the corridor project, the city of Springfield is requested to provide comments on NS's extension request by May 30, 2008.


It is, therefore,

ORDERED, That NS be granted an extension of time until June 21, 2008, to complete the project. It is, further,

ORDERED, That, by May 30, 2008, NS file supporting information as set forth in this entry. It is, further,

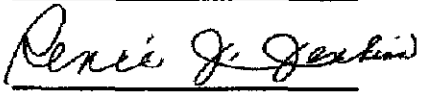
ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO


By: Scott Farkas
Attorney Examiner

/ct

Entered in the Journal
MAY 14 2008


Renee J. Jenkins
Secretary