


FILE

Public Utilities
Commission of Ohio

Memo

To: Docketing Division
C: Legal Department
From: Randall Schumacher, Rail Supervisor 
Re: PUCO Case No. 12-1314-RR-CSS, Alleged drainage complaint on private property, Shanley Rd (DOT# 258-702L) Rail America Inc.
Date: April 22, 2013

RECEIVED-DOCKETING DIV
2013 APR 22 PM 3:40
PUCO

Please docket. The Rail Division staff has reviewed the above case and was able to mediate this matter. It is therefore recommended that the legal staff proceed with an entry to close the above case.

Attachments

**PUBLIC UTILITIES COMMISSION OF OHIO
TRANSPORTATION DEPARTMENT
RAIL DIVISION**

Date of Assignment: April 30, 2012

Date of Inspection: April 15 and April 19, 2013

Subject: COMPLAINT 12-1314-RR-CSS - Alleged Drainage Pursuant to 4959.01 & 4907.08.

DOT No. 258702L Shanley Road, private property (northeast quadrant, northward and eastward from rail line) on property owned by Mary Jane Bailar, Etal)

FINDINGS

Previously report in 2012 under same subject complaint commenced in 2010. The complainant and railroad continued negotiations and reached agreement that the railroad would install drainage pipe under the railroad at the location referred to in the "Findings", "Summary", and "Conclusion & Recommendations" report in May 31, 2012.

SUMMARY

Complainant and railroad reached agreement and drainage facility was installed the week of April 15, 2013 construction completed with working drainage facility on April 18, 2013. Inspection occurred with this inspector, complainant and Champaign County Engineer's representative on April 19, 2013. Eight photographs are included identifying the material and location.

CONCLUSIONS & RECOMMENDATIONS

It is recommended that this complaint be closed.

Jerry E. Gibson
PUCO Safety Inspector
April 19, 2013







