

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of a Request for CSX )  
Transportation, Inc. to Install Active Grade ) Case No. 12-1742-RR-STP  
Crossing Warning Devices in Cuyahoga )  
County at Holland Road. )

ENTRY

The attorney examiner finds:

- (1) By finding and order issued June 13, 2012, the Commission approved a stipulation between Commission Staff (Staff), Ohio Rail Development Commission (ORDC), CSX Transportation, Inc. (CSX), and the city of Brook Park directing CSX to install a four-quadrant light and gate system at the Holland Road grade crossing (141-936M) in Brook Park, Cuyahoga County, Ohio. CSX was directed to complete the project by June 13, 2013.
- (2) By entries of June 10, 2013, and July 9, 2013, CSX was granted extensions of time to complete the project, most recently to August 13, 2013. These extensions were due to difficulties in the delivery of the exit gate management system (EGMS).
- (3) On July 29, 2013, CSX filed a request for an extension of time until November 13, 2013, to complete the project. According to CSX, the EGMS is now scheduled to be shipped on September 10, 2013, after which the project will be constructed. CSX noted that the existing flashers at the crossing will remain working and the crossing will cut completely to four quadrant flashing light signals and gates when the EGMS is available.
- (4) On August 9, 2013, Staff filed a memorandum recommending that the extension request be granted.

- (5) 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.
- (6) Upon review, the attorney examiner finds CSX's request reasonable and an extension of 30 days should be granted in order to give the Commission additional time to consider the request. Accordingly, CSX is granted an extension of time until September 12, 2013, to complete the project. CSX is directed to follow all standard railroad crossing safety protocol so as to ensure the protection of the traveling public at this crossing. In addition, Staff should continue to monitor the work at the project to ensure completion within the newly ordered timeframe.

It is, therefore,

ORDERED, That CSX's request for a 30-day extension of time to complete the project is granted. It is, further,

ORDERED, That CSX complete the project by September 12, 2013. It is, further,

ORDERED, That a copy of this entry be served upon CSX, ORDC, city of Brook Park, CEI, and all interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ Scott E. Farkas

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By: Scott E. Farkas  
Attorney Examiner

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**This foregoing document was electronically filed with the Public Utilities**

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**in**

**Case No(s). 12-1742-RR-STP**

Summary: Attorney Examiner Entry granting 30-day extension of time; electronically filed by Vesta R Miller on behalf of Scott E. Farkas, Attorney Examiner, Public Utilities Commission of Ohio