

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

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

ENTRY

The attorney examiner finds:

- (1) By Finding and Order issued June 13, 2012, the Commission approved a stipulation between Staff, the Ohio Rail Development Commission (ORDC), CSX Transportation, Inc. (CSX), and Brook Park, under which CSX would install a four-quadrant light and gate warning system at the Holland Road grade crossing (141-936M) in Brook Park, Ohio. The Commission ordered CSX to complete the project by June 13, 2013.
- (2) On various dates, the Commission extended the project completion date, most recently until March 31, 2014. These extensions were due, in part, to difficulties in the manufacturing and delivery of the exit gate management system (EGMS) to be used at the grade crossing.
- (3) On March 26, 2014, CSX filed a request for a 30-day extension of time to complete the project. According to CSX, the EGMS was returned to the manufacturer because it did not pass the quality control testing and this delayed the shipment date until April 1, 2014. In addition, CSX explains that Brook Park has not installed the vehicle loop detectors in the pavement at the crossing and CSX is waiting on the installation schedule. CSX notes the two-quad warning system at the crossing is operational.
- (4) On April 1, 2014, Staff filed a memorandum recommending that the Commission grant the extension request.
- (5) Pursuant to the Commission's September 19, 1996 Entry in *In re 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.

- (6) Upon review, the attorney examiner finds CSX's request reasonable and should be granted. Accordingly, the attorney examiner grants CSX's request for an extension of time until April 30, 2014, to complete the project. CSX shall follow all standard railroad crossing safety protocol at this crossing during the pendency of this project. In addition, Staff should continue to monitor the project work 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 April 30, 2014. It is, further,

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

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/Scott Farkas

By: Scott E. Farkas
Attorney Examiner

JRJ/sc

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in

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

Summary: Attorney Examiner Entry grants CSX's request for a 30-day extension to complete the project by 04/30/2014. - electronically filed by Sandra Coffey on behalf of Scott Farkas, Attorney Examiner, Public Utilities Commission of Ohio