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BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

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In the Matter of the Request of  
Norfolk Southern Railway Company  
to Downgrade the Existing Warning  
Devices at the State Street Grade  
Crossing (473-711A) in Fremont,  
Sandusky County.

: Case No. 12-2198-RR-RCP

: **CONSENT REQUEST FOR**  
**EXTENSION OF TEMPORARY**  
**DOWNGRADE**

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With the consent of the other interested parties, Norfolk Southern Railway Company (“Norfolk Southern”) respectfully requests that the Commission issue an Entry extending the instant downgrade for an additional twelve (12) months, so through April 3, 2017.

A memorandum in support is attached.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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**MEMORANDUM IN SUPPORT**

By Entry of October 3, 2012, the Commission authorized the temporary downgrade of the warning devices at the State Street grade crossing (DOT #473-711A) in Fremont, Sandusky County, Ohio, toward giving the interested parties requisite time to design and construct a new warning device installation, including interconnection with adjacent highway traffic signals.

Substantial progress has been made, as the parties are now fine-tuning the related design/engineering, with the expectation that in fairly short order the ORDC will approve same, and then request that the Commission issue a related construction order.

In the meantime, Norfolk Southern respectfully requests that the instant downgrade be extended, at this point for an additional twelve (12) months, so through April 3, 2017. Logistically, once the Commission issues the above-referenced construction order, presumably in a new case, the instant case could be dismissed and/or consolidated into the new

case, with the understanding that the downgrade would be deemed authorized/approved pending construction of the new warning device installation.

The City and the ORDC have been advised of and consent to this request.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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**PROOF OF SERVICE**

A copy of the foregoing *Consent Request for Extension of Temporary Downgrade* was filed with the Commission electronically this 18<sup>th</sup> day of March, 2016. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system.

/s/ D. Casey Talbott

Attorney for Norfolk Southern  
Railway Company

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

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**Case No(s). 12-2198-RR-RCP**

Summary: Request Consent Request for Extension of Temporary Downgrade electronically filed by Mr. D. Casey Talbott on behalf of Talbott, D. Casey Mr. and Norfolk Southern Railway Company