

A memorandum in support is attached.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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MEMORANDUM IN SUPPORT

Via Finding and Order of May 18, 2016, the Commission authorized NSRC to install new mast-mounted and cantilevered flashing lights with roadway gates at the State Street grade crossing (473-711A) in Fremont, Sandusky County, Ohio, and preemption with traffic lights at the intersection of State Street and North Front Street.

NSRC has completed the installation of the mast-mounted and cantilevered lights with roadway gates, with same being placed into service as of December 19, 2016, so well-ahead of the assigned project completion deadline of May 18, 2017.

To NSRC's understanding, the City continues to work with the ORDC with respect to the design of the authorized traffic signal preemption. Once the design is completed and approved, then the City will install same for tie-in to the rail circuitry; once tied-in, NSRC will need to perform appropriate/final testing, to confirm that the signals are interconnecting as designed.

In light of the above, NSRC respectfully suggests that this project be held in “abeyance,” and that once the City notifies NSRC that it has completed the installation of the traffic signal preemption, that NSRC be given 120 days from the date of notification within which to perform/complete final testing.

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PROOF OF SERVICE

A copy of the foregoing **Extension/Abeyance Request** was filed electronically with the Commission this 4th day of May, 2017. 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
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Summary: Request Extension/Abeyance Request electronically filed by Mr. D. Casey Talbott on behalf of Norfolk Southern Railway Company