

BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Authorization of
Norfolk Southern Railway to Install
Active Warning Devices in the City of
Cincinnati, Hamilton County.

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Case No. 17-1965-RR-FED

REQUEST TO EXTEND
CONSTRUCTION DEADLINE

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Norfolk Southern Railway Company (“NSRC”) respectfully requests an extension of time of five (5) months – through July 19, 2019 – within which to complete the involved construction project at the 66th Street grade crossing (DOT #524734A) in Cincinnati, Hamilton County.

A memorandum in support is attached.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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MEMORANDUM IN SUPPORT

By Finding and Order of October 20, 2017, NSRC was authorized to install lights and gates at the 66th Street grade crossing in Cincinnati, Hamilton County, with an original construction deadline set for January 18, 2019.

NSRC sought an extension of this deadline, due to an outstanding, underground utility conflict; in response, by Entry of January 10, 2019, the Commission requested that NSRC provide further information regarding the outstanding conflict, as well as a timeframe for anticipated resolution/cut-in.

By way of greater information: Qwest has a fiber optic cable near the proposed signal foundations in both involved quadrants. So NSRC is analyzing the availability of special poured and/or wider and shallower pre-cast foundations. Specific selection of foundation type will be determined when the earth has been opened and NSRC construction forces can see exactly where the fiber is located.

By way of timing, NSRC hopes to resolve this conflict within sixty (60) days (pending special foundation availability/delivery, and winter weather conditions, etc.), and to then complete the project within approximately thirty-two (32) gang days (the number of days approved by the ORDC) after signal forces arrive on site.

NSRC has been in contact with the ORDC with respect to the above, toward resolving related concerns, including federal funding.

For the foregoing reasons, NSRC respectfully requests that the project completion deadline be extended through July 19, 2019.

Respectfully submitted,

EASTMAN & SMITH LTD.

/s/ D. Casey Talbott

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PROOF OF SERVICE

A copy of the foregoing *Request to Extend Construction Deadline* was filed electronically with the Commission this 4th day of February, 2019. 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 Request to Extend Construction Deadline electronically filed by Mr. D. Casey Talbott on behalf of Norfolk Southern Railway Company