

Memo

To: Docketing Division
From: Thomas Persinger, Rail Project Specialist, Rail Division
Cc: PUCO Legal Department
Date: 6-27-2023
Re: PUCO Case No. 21-276-RR-FED- In the Matter of a Request for the Installation of Active Warning Devices at Cincinnati Eastern Railroad Grade Crossing, DOT# 481-818X, on Tri-County Road/CR 24 in Brown County, Ohio.

On March 4, 2020, the Ohio Rail Development Commission (ORDC) authorized construction for Cincinnati Eastern Railroad to install active warning devices at the following location:

Street	DOT#	County	Project
Tri-County Road/CR 24	481-818X	Brown	Lights and Gates

On May 5, 2021, the Commission issued a Finding and Order approving the project and ordering completion by February 5, 2022. On February 4, 2022, CCET filed for a 4-month extension until June 5, 2022, stating the project has been delayed due to unsuccessful negotiations with adjacent landowners to establish an easement for electric service, which was granted.

On May 16, 2022, CCET filed a for an additional 4-month extension request until October 5, 2022, which was granted. CCET stated that the electric service is still not complete at this location. Construction of the warning devices had begun, but construction cannot be completed until the electric service is in place. On September 23, 2022, CCET filed for an additional 4-month extension request until February 5, 2023, stating an alternate option for power at the crossing is being pursued. On November 16, 2022, the Commission approved the extension request, granting a new deadline of February 5th, 2023.

On February 1, 2023, CCET filed for another 4-month extension, which was approved by the Commission. CCET has indicated they have found an alternative solution to supply power to the crossing and construction has begun. However, they are waiting on material deliveries to complete the project.

The crossing project has been completed and is in-service as follows:

Street	DOT#	County	Date of Completion
Tri-County Road/CR 24	481-818X	Brown	5-12-2023

Accordingly, the above case may be closed.

40 Services LLC

To: Public Utilities Commission of Ohio

From: Michael Forte'

cc: Cincinnati Eastern Railroad, Ohio Rail Development Commission, AEP, Brown County Engineer

Date: May 15, 2023

Re: C.R. 24, Tri County Rd/CCET, USDOT 481 818X, Sardinia, Ohio, Lights & Gates, PID 111180, PUCO Order 21-0276-RR-FED

Railroad grade crossing warning devices have been installed at the Subject location and were placed in service on May 12, 2023.

MDF

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on
5/15/2023 8:47:52 AM**

in

Case No(s). 21-0276-RR-FED

Summary: Memorandum In Service notification. electronically filed by Mr. Michael Forte on behalf of AEP and Brown County Engineer and Ohio Rail Development Commission and CCET.

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

6/27/2023 2:39:40 PM

in

Case No(s). 21-0276-RR-FED

Summary: Memorandum Memo regarding completion of the project for the Installation of Active Warning Devices at Cincinnati Eastern Railroad Grade Crossing, DOT# 481-818X, on Tri-County Road/CR 24 in Brown County, Ohio filed by Tom Persinger, Rail Project Specialist. electronically filed by Mr. Thomas Persinger on behalf of PUCO/Rail Division.