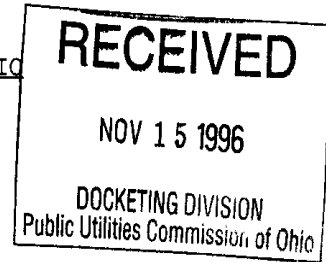


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PUBLIC UTILITIES COMMISSION OF OHIO  
TRANSPORTATION DEPARTMENT  
RAILROAD DIVISION



INTEROFFICE MEMORANDUM

To: Docketing

From: Robert E. Marvin, Interim Chief *REM*

Date: November 13, 1996 *96-1224-RR-CSS*

Subjects: W.V. 59-96-27 -- Alleged excessive growth of weeds and vegetation, Pine Street leading into "WCI", DeForest Junction, Trumbull County, Ohio, CSX Transportation.

W.V. 60-96-28 -- Alleged excessive growth of weeds and vegetation, Tracks Nos. 1, 3 and 12, Ohio Junction, Mahoning County, Ohio, CSX Transportation.

W.V. 61-96-29 -- Alleged excessive growth of weeds and vegetation, Newton Falls Subdivision which intersects with No. 1 Main, Newton Falls, Trumbull County, Ohio, CSX Transportation.

W.V. 62-96-30 -- Alleged excessive growth of weeds and vegetation, west end of Eastbound Siding, Newton Falls, Trumbull County, Ohio, CSX Transportation.

W.V. 63-96-31 -- Alleged excessive growth of weeds and vegetation, Space Center, Lordstown, Trumbull County, Ohio, CSX Transportation.

W.V. 64-96-32 -- Alleged excessive growth of weeds and vegetation, L. B. Foster facility, Salt Springs Road, Niles/McDonald, Trumbull County, Ohio, CSX Transportation.

✓ W.V. 65-96-33 -- Alleged excessive growth of weeds and vegetation, north side from the switch (West Leg Wye) in the Westbound Siding to the bridge, Newton Falls, Trumbull County, Ohio, CSX Transportation.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician *Joan Schuffler* Date Processed *11-18-96*

Page - 2  
November 13, 1996

Please docket the attached complaints filed by the Co-Operative Legislative Committee, United Transportation Union.

These complaints are filed against CSX Transportation. It is recommended that copies be served on: William J. Thompson, Chairman, United Transportation Union, Ohio State Legislative Board, 2021 East Dublin-Granville Road, Suite 245, Columbus, OH 43229 and Mr. R. R. Stobart, Division Engineer, CSX Transportation, 4724 Hollingferry Road, Baltimore, MD 41227.

In the absence of a railroad answer within fifteen (15) days, the Railroad Division will arrange to investigate the complaints and file written reports of its findings.

c: William J. Thompson  
Thomas King  
Leo Charles  
Paul Spataro  
Inspectors' Files  
Files

WILLIAM J. THOMPSON, Chairman  
U.T.U.  
Suite 245  
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THOMAS G. BROWN, Vice Chairman  
B.M.W.E.  
4991 Brandywine Trail, S.W.  
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JOSEPH A. BODA, JR., Vice Chairman  
U.T.U.  
Suite 245  
2021 East Dublin-Granville Road  
Columbus, Ohio 43229-3522

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DOCKETING DIVISION  
Public Utilities Commission of Ohio  
CO-OPERATIVE

LEGISLATIVE COMMITTEE

Railroad Brotherhoods & Railroad Unions  
State of Ohio

EDWARD W. FLEISCHER, Vice Chairman  
T.C.U.  
5112 Andrus Avenue  
North Olmsted, Ohio 44070

LUTHER G. NEWSOM, Secretary  
U.T.U.  
Suite 245  
2021 East Dublin-Granville Road  
Columbus, Ohio 43229-3522

Blumenstiel, Huhn, Wood, Adams  
& Hemmer, Co., LPA  
Legal Counsel  
261 West Johnstown Rd.  
Columbus, Ohio 43230

96-1224-RR-CSS

October 31, 1996

*Charles*  
*Trumbull Co.*  
*W.V. 65-96-33*

The Public Utilities Commission of Ohio  
180 East Broad Street, 5th Floor  
Columbus, OH 43266-0573

ATTENTION: Mr. Robert E. Marvin, Interim Chief  
Transportation Department  
Railroad Section

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Gentlemen:

The Co-Operative Legislative Committee representing Ohio railroad employees wishes to file a weed and vegetation complaint (Ohio Administrative Code 4901-5-22) against CSX Transportation (CSXT), which railroad is subject to regulation under Chapters 4905 and 4907 of the Revised Code.

In conducting its railroad operation at Newton Falls, Ohio, said company has permitted unsafe and hazardous conditions to arise due to the excessive growth of weeds and vegetation on its property at the following location:

Excessive growth of weeds, vegetation, fallen trees, and heavy brush can be found on the north side from the switch (West Leg Wye) in the Westbound Siding to the bridge.

By its failure to establish or maintain an adequate vegetation control program early in the season, it is now endangering the railroad employees required to use this area in the performance of their required duties.

It is requested that an investigation be conducted, under Section 4907.08, to determine if this railroad at the above

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The Public Utilities Commission of Ohio  
ATTENTION: Mr. Robert E. Marvin  
October 31, 1996  
Page 2

location is in violation of your Commission's "Weed Order". If excessive growth is found, then an appropriate and timely order should be issued to require the elimination of the growth and the establishment of a vegetation control program to prevent the recurrence of such unsafe conditions.

Respectfully submitted,

*William J. Thompson*  
WILLIAM J. THOMPSON, Chairman  
Co-Operative Legislative Committee

WJT/B/jvs

cc: Mr. Charles L. Little,  
International President  
Brotherhoods  
Mr. J. J. Kern, CSXT - Certified Mail  
Mr. T. R. King, PUCO Insp. Supr.  
File