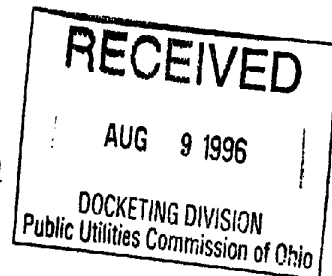


PUBLIC UTILITIES COMMISSION OF OHIO  
TRANSPORTATION DEPARTMENT  
RAILROAD DIVISION



INTEROFFICE MEMORANDUM

To: Docketing

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

Date: August 8, 1996

Subjects: W.V. 39-96-7 -- Alleged excessive growth of weeds and vegetation, Cleveland Belt Line, South Industrial Lead, Cleveland, Ohio, Norfolk Southern Corporation.

*96-492-RR-CSS*

W.V. 40-96-8 -- Alleged excessive growth of weeds and vegetation, Eastbound Main or Number 1 Main, Cleveland Drawbridge, Cleveland, Ohio, Norfolk Southern Corporation.

*96-493-RR-CSS*

W.V. 41-96-9 -- Alleged excessive growth of weeds and vegetation, High Level and/or Piggyback Yard (BD Yard), Cleveland, Ohio, Norfolk Southern Corporation.

*96-794-RR-CSS*

W.V. 42-96-10 -- Alleged excessive growth of weeds and vegetation, Cleveland District Yards at 55th Street Yard, Cleveland, Ohio, Norfolk Southern Corporation.

*96-795-RR-CSS*

W.V. 43-96-11 -- Alleged excessive growth of weeds and vegetation, Cleveland Belt Line (New Connection), Cleveland, Ohio, Norfolk Southern Corporation.

*96-796-RR-CSS*

W.V. 44-96-12 -- Alleged excessive growth of weeds and vegetation, Cleveland District Yards at Campbell Road, Cleveland, Ohio, Norfolk Southern Corporation.

*96-797-RR-CSS*

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 *Anna M. My* - Date Processed *Aug 12, 1996*

Page - 2  
August 8, 1996

Please docket the attached complaints filed by the Ohio State Legislative Board, United Transportation Union. These complaints are filed pursuant to Rule 4901-5-22, O.A.C.

These complaints are filed against the Norfolk Southern Corporation. It is recommended that copies be served on: Tim Drake, Division Engineer, Norfolk Southern Corporation, P.O. Box 1215, 8111 Nelson Road, Fort Wayne, IN 46801.

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

REM:ca

c: William J. Thompson  
Thomas King  
Leo Charles  
Inspector's File  
Files (6)

WILLIAM J. THOMPSON, Chairman  
U.T.U.  
Suite 245  
2021 East Dublin-Granville Road  
Columbus, Ohio 43229-3522

THOMAS G. BROWN, Vice Chairman  
B.M.W.E.  
4991 Brandywine Trail, S.W.  
Newton Falls, Ohio 44444

JOSEPH A. BODA, JR., Vice Chairman  
U.T.U.  
Suite 245  
2021 East Dublin-Granville Road  
Columbus, Ohio 43229-3522

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, Hahn, Wood, Adams  
& Henner, Co., L.P.A.

204 West Johnson Rd.  
Columbus, Ohio 43230

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AUG 9 1996

DOCKETING DIVISION  
Public Utilities Commission of Ohio

August 5, 1996

96-793-RR-CSS

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

Gentlemen:

RECEIVED

AUG 7 1996

RAILROAD SECTION  
Public Utilities Commission of Ohio

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

In conducting its railroad operation at Cleveland, 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:

On the Eastbound Main or Number 1 Main at the Cleveland Drawbridge, there are weeds and vegetation throughout this area.

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 track 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 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.

The Public Utilities Commission of Ohio  
ATTENTION: Mr. Robert E. Marvin  
August 5, 1996  
Page 2

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. F. Wimbush, NS - Certified Mail  
Mr. T. R. King, PUCO Insp. Supr.  
File



**united transportation union**

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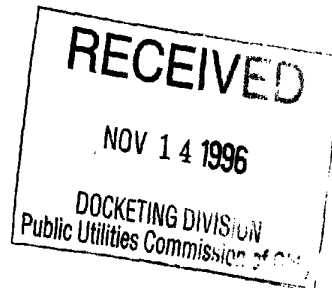
NOV 05 1996

OFFICE OF CHAIRMAN  
P.U.C.O.

*2867*

October 29, 1996

The Honorable Craig A. Glazer, Chairman  
The Public Utilities Commission of Ohio  
12th Floor  
180 East Broad Street,  
Columbus, Ohio 43215



RE: PUCO. Case No. 96-1061-RR-ORD

Honorable Sir,

I am writing on behalf of the officers and members of Local 102 of the United Transportation Union in Toledo, Ohio. I represent Locomotive Engineers working for Conrail. We are concerned about the proposed action to eliminate Rules 4901:3-1-04, 4901:3-1-05 and 4901:1-3-08 of the Ohio Administrative Code. These changes are related to *safety* issues that concern us. In this day of mergers and increasing shortline railroads, anything that may dilute or compromise the safety of our members or railroad workers in the State of Ohio is cause for alarm. Most of us know of situations that involve railroad workers being injured or killed, accidentally, where clearance or bridge issues were an element. We ask that you would *not* rescind these rules involving bridge or clearance issues in railroad construction in Ohio. Thank you for your time and consideration.

Very Truly Yours,

*Thomas H. Galloway*  
T.H. Galloway,

Legislative Representative  
UTU Local 102 E,  
2nd Alt. VC, Ohio State Legislative Board  
1016 Walnut Street  
Perrysburg, Ohio 43551-1660  
Ph. (419) 874-0293

CC: The Honorable Jolynn Berry Butler, Member, PUCO  
The Honorable Richard M. Fanelly, Member, PUCO  
The Honorable Ronda Hartman Fergus, Member, PUCO  
The Honorable David W. Johnson, Member, PUCO  
PUCO-Docketing  
Ohio State Legislative Board (FAX)

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 *Case M. Wilson* Date Processed *Nov. 15, 1996*