



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

May 13, 2016

**VIA ELECTRONIC FILING**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Investigation Upon The Commission's Motion Into Matters Pertaining to the Proper Safety of the Traveling Public Traversing the Crossing Where Lighthouse Road (DOT 535148L) Crosses, at Grade, One Track of Norfolk Southern Railway Company in Guilford Township, Franklin County  
Docket No. I-2016-2527248

Dear Ms. Chiavetta:

Enclosed for filing is the Pre-Hearing Conference Memorandum on behalf of the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission in the above-referenced case. Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,

A handwritten signature in blue ink, appearing to read "Adam D. Young", is written over the typed name and title.

Adam D. Young  
Senior Prosecutor  
Attorney ID No. 91822

Enclosure

cc: As per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Investigation Upon The** :  
**Commission's Motion Into Matters** :  
**Pertaining to the Proper Safety of** :  
**the Traveling Public Traversing the** : **Docket No. I-2016-2527248**  
**Crossing Where Lighthouse Road** :  
**(DOT 535148L) Crosses, at Grade,** :  
**One Track of Norfolk Southern** :  
**Railway Company in Guilford** :  
**Township, Franklin County**

**PRE-HEARING CONFERENCE MEMORANDUM OF THE  
BUREAU OF INVESTIGATION AND ENFORCEMENT**

NOW COMES the Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement (I&E) and files this Pre-hearing Conference Memorandum in accordance with the Court's Pre-hearing Conference Order dated April 21, 2016.

**Service:**

All service on and communications to the Bureau of Investigation and Enforcement in this proceeding should be addressed to:

Adam D. Young, Esq. Senior Prosecutor Pennsylvania Public Utility Commission PO Box 3265 Harrisburg, PA 17105-3265 Phone: 717-772-8582	Bradley R. Gorter, Esq. Prosecutor Pennsylvania Public Utility Commission PO Box 3265 Harrisburg, PA 17105-3265 Phone: 717-783-6150
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To the extent that each party is limited to only one entry on the service list, Adam D. Young, Esq. shall be the designee for the Bureau of Investigation and Enforcement.

**Statement of Settlement:**

Settlement discussions are ongoing, and the Bureau of Investigation and Enforcement is open to settlement with the other interested parties.

**Plan for Discovery:**

To the extent that discovery is necessary, I&E believes that discovery can be conducted informally.

**Proposed Schedule for Litigation:**

Written direct testimony submitted on or before:	July 8, 2016
Written rebuttal testimony submitted on or before:	July 29, 2016
Hearing:	August 10, 2016

**Names and addresses of witnesses to be presented:**

(A) Dan Helfrich, P.E.  
Rail Division  
Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
PO Box 3265  
Harrisburg, PA 17105

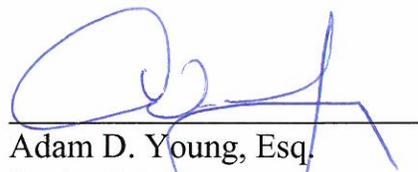
**Proposed area of testimony for each witness:**

This witness will identify the preferred safety measures needed to make this crossing safe to the traveling public or whether the crossing should be abolished. This witness may also testify about who should bear the cost of the work to be performed and the future maintenance of any signage/lights/gates/signals.

**Issues to be addressed:**

Initially, I&E believes that in the interests of preserving judicial resources, this matter should be consolidated with the current South Third Street rail-highway crossing case docketed at A-2015-2466693. Both crossings are on the same stretch of track, within

a few miles of each other, and are both situated in the same township. With the exception of some fixed utilities, both cases involve the same interested parties. With regard to the particular crossing at issue in this case, I&E avers that this crossing is unsafe given its configuration and proximity to the nearby state highway. There are stop signs on both approaches to this crossing, but given the configuration of the crossing and electrical interference from a nearby substation, lights and gates are not feasible. Even with the stop signs in place, the mound of earth and grass on one approach way causes line-of-sight issues. Train speeds through this crossing are at or in excess of 50MPH. Several vehicular collisions with trains have occurred at this crossing, and therefore, I&E would like to see this crossing abolished.



Adam D. Young, Esq.  
Senior Prosecutor  
Attorney ID No. 91822  
Bureau of Investigation and Enforcement  
Pennsylvania Public Utility Commission

P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-5000

Dated: May 13, 2016

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Investigation Upon The Commission’s** :  
**Motion Into Matters Pertaining to the** :  
**Proper Safety of the Traveling Public** :  
**Traversing the Crossing Where** : **Docket No. I-2016-2527248**  
**Lighthouse Road (DOT 535148L)** :  
**Crosses, at Grade, One Track of** :  
**Norfolk Southern Railway Company in** :  
**Guilford Township, Franklin County** :

**CERTIFICATE OF SERVICE**

I hereby certify that I am this day serving the foregoing documents in accordance with the requirements of 52 Pa. Code § 1.54 *et seq.* (relating to service by a participant).

**Notification by first class mail addressed as follows:**

Steven Haas  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
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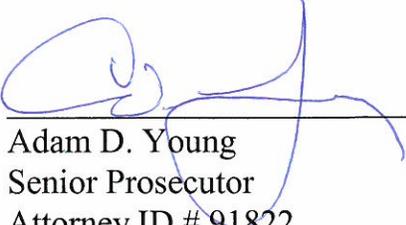
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Dated: May 13, 2016