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December 28, 2009

**Via Electronic Mail
Confirmed Via Hand Delivery**

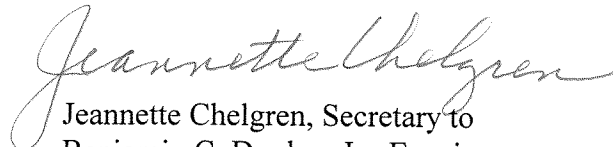
James McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

**In Re: Application of Consolidated Rail Corporation for the abolition of thirty-one crossings of the Enola Branch, LC291323, MP 3.5 to MP 27.0, Sub No. 1095X, Harrisburg Division, Lancaster County and Board of Supervisors of Bart Township v. Consolidated Rail Corporation, et al
PUC Dockets No. A-00111016 and C-00913256 (Consolidated)**

Dear Secretary McNulty:

Enclosed please find the original of a Petition to Request a Partial Further Extension of Time for filing on behalf of Norfolk Southern Railway Company. In accordance with the accompanying Certificate of Service, we have provided copies of the Petition to all active parties of record. A hard copy of the Petition will be delivered to your office as required. If you have any questions, please do not hesitate to contact our office.

Sincerely yours,


Jeannette Chelgren, Secretary to
Benjamin C. Dunlap, Jr., Esquire

cc: All parties in interest (w/enc.)
Randal S. Noe, Esquire (w/enc.)
Thomas Heinrich, P.E. (w/enc.)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Consolidated Rail Corporation for the abolition of thirty-one crossings of the Enola Branch, LC201323, MP 3.5 to MP 27.0, Sub No. 1095X, Harrisburg Division, Lancaster County,	:	
	:	
	:	Docket No. A-00111016
	:	
	:	
	:	
	:	
Board of Supervisors of Bart Township,	:	
	:	
v.	:	Docket No. C-00913256
	:	
Consolidated Rail Corporation, and the Pennsylvania Department of Transportation and Commissioners of the County of Lancaster, et al.	:	Filed Electronically
	:	

PETITION TO REQUEST A PARTIAL FURTHER EXTENSION OF TIME

Norfolk Southern Railway Company (“Norfolk Southern”), by and through its attorneys, Nauman, Smith, Shissler & Hall, LLP, files this Petition to Request a Partial Further Extension of Time to perform certain work ordered in the Opinion and Order of the Public Utility Commission (“Commission”) entered on October 31, 1997, in the above-referenced matter, pursuant to 52 Pa. Code § 1.15, based upon the following:

1. In its Order entered October 31, 2007, in the above-referenced consolidated proceedings, Norfolk Southern was granted permission for extensions of time to perform certain work ordered in the Commission’s Opinion and Order entered on October 9, 1997, as subsequently modified.

2. In particular, Norfolk Southern was granted an extension of time until December 31, 2009, to remove the bridge substructure and superstructure to a point two (2) feet below the surrounding ground line, and related work, in regard to Crossing No. 10, Pumping Station Road in Eden Township. This extension modified Ordering Paragraph No. 70 of the Commission's Opinion and Order originally entered on October 9, 1997, as subsequently modified. See Opinion and Order entered October 31, 2007, at Ordering Paragraph 16 on page 15.

3. For over a year, counsel for Norfolk Southern had been informed that Eden Township would be petitioning the Commission to amend the 1997 Opinion and Order to permit Crossing No. 10 to be abolished in place. Norfolk Southern had therefore put plans to remove this crossing on hold.

4. As of the date of the filing of this Petition, counsel for Norfolk Southern still has not been able to obtain a definitive response from counsel for Eden Township regarding the Township's intentions concerning the crossing.

5. The bridge removal work at this crossing would impact and require the relocation of an Amtrak electrical system pole.

6. Amtrak has received federal stimulus funding to modernize its electrical transmission line along the entire length of the former Enola Branch rail line. This will involve replacing the old antiquated dual pole system with a mono pole system.

7. Norfolk Southern would like to take advantage of design and construction cost savings by incorporating the Amtrak pole relocation made necessary by the bridge removal into Amtrak's larger transmission line modernization project.

8. Amtrak has informed Norfolk Southern that its transmission line modernization project is scheduled to be completed by January 2011.

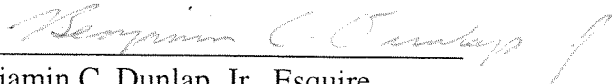
9. Norfolk Southern is therefore requesting an extension of time until June 30, 2011, to complete the Pumping Station Road bridge removal work.

10. Requiring Norfolk Southern to remove the crossing and relocate Amtrak's transmission line prior to the requested extended deadline for completing the work could, in effect, require the transmission line to be moved twice within a relatively short period of time, which would represent an unnecessary waste of resources.

WHEREFORE, Norfolk Southern Railway Company respectfully requests that it receive an extension of time until June 30, 2011, to perform the bridge removal work ordered in Ordering Paragraph No. 70 of the Commission's Opinion and Order herein originally entered on October 9, 1997, as subsequently modified.

Respectfully Submitted:

NAUMAN, SMITH, SHISSLER & HALL, LLP

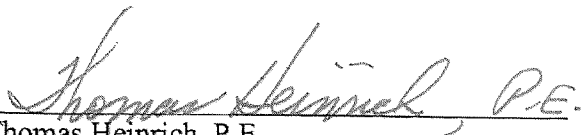
By 
Benjamin C. Dunlap, Jr., Esquire
Supreme Court I.D. #66283

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(717) 236-3010
Attorney for Norfolk Southern Railway Company

Date: December 28, 2009

VERIFICATION

I, Thomas Heinrich, P.E., Engineer Structures, of Norfolk Southern Railway Company in the foregoing proceeding, do make the following statement subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsifications to authority, and do state that as Engineer Structures for Norfolk Southern Railway Company, I am authorized to make this statement on behalf of Norfolk Southern Railway Company, and that the facts set forth in the foregoing "Petition to Request A Partial Further Extension of Time" are true and correct to the best of my knowledge, information and belief. To the extent that the contents of the pleading are that of counsel, verifier has relied upon counsel in making this verification.


Thomas Heinrich, P.E.

Dated: *23 December, 2009*

Joyce A. Nettke, Esquire
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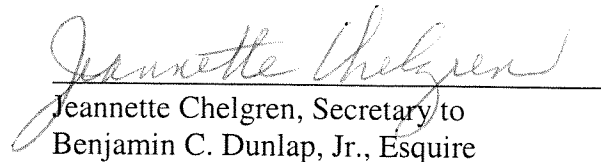
Pennsylvania Power & Light
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Allentown, PA 18101

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Lancaster County Courthouse
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Lancaster, PA 17602

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Legal Department
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Pottstown, PA 19464

Sadsbury Township
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Christiana, PA 17509

Date: December 28, 2009


Jeannette Chelgren, Secretary to
Benjamin C. Dunlap, Jr., Esquire