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January 28, 2010

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

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2010 FEB - 1 AM 9:26
P.A.P.U.C.
SECRETARY'S BUREAU

Re: Pennsylvania Public Utility Commission Prosecutory Staff v.
Redevelopment Authority of Luzerne County
Docket No. C-20054555

Dear Secretary McNulty,

As the docket reflects, I represent the Redevelopment Authority of Luzerne County in the above captioned matter. On April 17, 2008, the Commission issued an Opinion and Order in this proceeding that, *inter alia*, ordered that an outstanding Petition for Modification, filed July 14, 2005, be remanded to the Office of Administrative Law Judge. The Petition filed by the Redevelopment Authority of Luzerne County asserted that removal of the bridge abutments at this crossing was not necessary for the public safety and was not required by the orders of the Commission and the Commonwealth Court.

Although the Commission did determine that an abutment is considered part of a bridge, the Commission further directed the parties to utilize the mediation process and examine the matters raised in the Authority's Petition and alternatives to removal of the abutments. Mediation was successful and the parties essentially agreed that the south abutment would be demolished and the north abutment would remain with protective fencing. The work has been completed and inspected by all parties. The Authority believes that this proceeding is no longer contested and is requesting leave to withdraw the Petition. You are asked to treat this letter as a formal request on behalf of the Redevelopment Authority to withdraw the outstanding Petition for Modification and mark the case as fully concluded. At the conclusion of the 10 day answer period, the Authority requests that the record be marked closed.

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
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Thank you for your consideration of this request.

Sincerely yours,

A handwritten signature in black ink, reading "Joseph Blazosek". The signature is written in a cursive style with a long, sweeping tail on the letter "k".

JOSEPH M. BLAZOSEK, ESQUIRE

JMB/rma

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
PROSECUTORY STAFF**

v.

**REDEVELOPMENT AUTHORITY OF LUZERNE COUNTY
In Re: C-20054555**

CERTIFICATE OF SERVICE

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Gina M. D'Alfonso Esquire
P O Box 8212
Harrisburg, PA 17105-8212**

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