

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

PITTSTON TOWNSHIP ) Docket No. C-2011-2274074  
)  
Complainant, )  
) 317 State Office Building  
v. ) 100 Lackawanna Avenue  
) Scranton, PA 18503  
)  
READING BLUE MOUNTAIN & )  
NORTHERN RAILROAD CROSSING, )  
)  
Respondent. )

April 4, 2012  
Prehearing conference  
Commencing at 10:00 a.m.

BEFORE EMBER S. JANDEBEUR, Administrative Law Judge

Appearances:

JOHN FINNERTY, ESQUIRE (Telephonically)  
DOUGHERTY, LEVENTHAL & PRICE, LLP  
75 Glenmaura National Boulevard  
Moosic, Pennsylvania 18507  
(570) 347-1011  
For the Complainant

RECEIVED

APR 4 2012

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

PAUL R. OBER, ESQUIRE (Telephonically)  
PAUL R. OBER & ASSOCIATES  
234 North Sixth Street  
Reading, Pennsylvania 19601  
(610) 378-0121  
For the Respondent

Reporter: Lisa J. Berkey, RPR

REPRODUCTION OF THIS TRANSCRIPT IS PROHIBITED WITHOUT  
AUTHORIZATION FROM THE CERTIFYING AGENCY.

NETWORK DEPOSITION SERVICES  
SUITE 1101, THE GULF TOWER  
PITTSBURGH, PENNSYLVANIA 15219

Pages 1-28

ORIGINAL

1 APPEARANCES CONTINUED:

2 JASON SHARP, ESQUIRE (Telephonically)  
3 OFFICE OF CHIEF COUNSEL  
4 P.O. Box 8212  
5 Harrisburg, Pennsylvania 17105-8212  
6 (717) 787-3128  
7 For PennDot

8 ADAM D. YOUNG, ESQUIRE (Telephonically)  
9 PA PUC LAW BUREAU  
10 P.O. Box 3265  
11 Harrisburg, Pennsylvania 17105-3265  
12 (717) 787-5000  
13 For PA PUC Bureau of Investigation & Enforcement

14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

**NO SCANNED IMAGES ARE  
AVAILABLE**

**COMPLETE TRANSCRIPT  
AND/OR EXHIBIT(S)  
MAY BE VIEWED IN THE  
COMMISSION'S  
FILE ROOM**

com/postageonlin.

Priority Mail  
ComBasPrice



02 1P \$ 004.90<sup>0</sup>  
0001667405 APR 17 2012  
MAILED FROM ZIP CODE 15101

# Flat Rate Mailing Envelope

*For Domestic and International Use*

*Visit us at [usps.com](http://usps.com)*



From:/Expéditeur:

Suite 1101 The Gulf Tower Pittsburgh, PA 15219 412-281-7908



Pennsylvania Public Utility Commission  
Office of the Secretary  
P.O. Box 3265  
Harrisburg, PA 17105