

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

-----  
Borough of Nesquehoning |  
v. |  
C & S Railroad & Carbon |  
County |  
Telephonic Pre-Hearing

Docket No.: C-2012-2291457

Pages 1 - 27

PUC-Scranton  
318 Scranton State  
Office Building  
100 Lackawanna Avenue  
Scranton, PA 18503

Tuesday, May 1, 2012  
Commencing at 9:00 a.m.

BEFORE:

EMBER S. JANDEBEUR, Administrative Law Judge

APPEARANCES:

ADAM D. YOUNG, Esquire  
Pennsylvania PUC Law Bureau  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105  
For the Complainant-PUC Law Bureau  
(Via Telephone)

**ORIGINAL**

ROBERT T. YURCHAK, Esquire  
1 East Catawissa Street  
P.O. Box 127  
Nesquehoning, PA 18240  
For the Complainant-Borough of Nesquehoning  
(Via Telephone)

REPORTER: AMANDA MERICLE

Any reproduction of this transcript  
is prohibited without authorization  
by the certifying agency.

**RECEIVED**

MAY 7 2012

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

## APPEARANCES (cont.)

PAUL R. OBER, ESQUIRE  
234 North 6th Street  
Reading, PA 19601  
For the Respondent-C&S Railroad  
(Via Telephone)

DANIEL A. MISCAVIGE, ESQUIRE  
Gillespie, Miscavige, Ferdinand & Baranko, LLC  
67 North Church Street  
Hazelton, PA 18201  
For the Respondent-Carbon County  
(Via Telephone)

SHAWN CONCORHAN, ESQUIRE  
Pennsylvania Department of Transportation  
1101 South Front Street  
Harrisburg, PA 17104  
For the Respondent-PennDOT  
(Via Telephone)





**NO SCANNED IMAGES ARE  
AVAILABLE**

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