

# PAUL R. OBER & ASSOCIATES

A PENNSYLVANIA PARTNERSHIP

PAUL R. OBER  
TERRY L. PARISH  
JAMES L. DAVIS  
CHARLES M. WATKINS  
JOSEPH A. LA FLAMME, P.E.\*\*  
THOMAS C. ANEWALT  
MICHELLE A. RHIZOR\*

ATTORNEYS AT LAW  
234 N. 6<sup>TH</sup> STREET  
READING, PENNSYLVANIA 19601

*aggressive advocacy*

(610) 378-0121  
FAX (610) 378-9712

JOHN J. MURPHY, JR. (1984)

BOYERTOWN OFFICE:  
Boyertown, PA 19512  
(610) 367-6991

\* ALSO MEMBER CALIFORNIA BAR  
\* ALSO MEMBER NEW JERSEY & FLORIDA BARS  
† LL.M. IN TAXATION  
\* ALSO MEMBER NEW JERSEY BAR  
\* LICENSED PROFESSIONAL ENGINEER  
IN PENNSYLVANIA, FLORIDA & NEW YORK

November 16, 2012

The Honorable Ember Jandebaur  
Room 317, Scranton State Office Building  
100 Lackawanna Avenue  
Scranton, PA 18503

**RE: Pittston Township v. Reading Blue Mountain & Northern Railroad Crossing  
Docket No. C-2011-2274074**

Dear Judge Jandebaur:

I would like to depose the following individuals:

- |    |   |    |   |
|----|---|----|---|
| a) | Scott Christie, P.E., Deputy Secretary for<br>Highway Administration<br>Pennsylvania Department of Transportation<br>Keystone Building, 8th Floor<br>P.O. Box 3541<br>Harrisburg, PA 17103-3541 | b) | George Roberts, P.E., District Executive<br>Engineering District 4<br>Pennsylvania Dept. of Transportation<br>55 Keystone Industrial Park<br>Dunmore PA 18512 |
|----|---|----|---|

I will be inquiring into the unwillingness of District 4 to arrange for a detour at its cost for a Reading Blue Mountain and Northern Railroad project, when it does so for all other similar projects in District 4 and all other projects, including Reading Blue Mountain and Northern Railroad projects in every District through which Reading Blue Mountain and Northern Railroad runs and inquiring into any related information.

I would respectfully request you Honor to direct subpoenas to be issued for these two gentleman, leaving the date for the depositions blank inasmuch as, a) I must give 20 days notice for the depositions pursuant to 52 Pa. Code § 5.343 and b) I would like to attempt to coordinate the depositions with opposing counsel.

**By this letter, I am also providing notice to these two above mentioned individuals that they have ten (10) days from the date of service of this application to respond or object to this application by filing their objection or response with the Commission and Presiding Officer at:**

The Honorable Ember Jandebaur  
Room 317, Scranton State Office Building  
100 Lackawanna Avenue  
Scranton, PA 18503

Secretary's Bureau  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
2nd Floor, Room-N201

SUBURBAN OFFICES  
by appointment

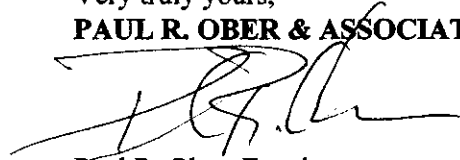
HAMBURG, PA 19526 (610) 562-5879  
1244 WEST HAMILTON STREET, ALLENTOWN, PA 18102 (610) 437-4455  
P.O. BOX 196, SKIPPACK, PA 19474 (484) 576-0233

PAUL R. OBER & ASSOCIATES

In light of the aforesaid, will you be restating the due date for the written testimony?

Thank you for your assistance in this matter.

Very truly yours,  
**PAUL R. OBER & ASSOCIATES**

A handwritten signature in black ink, appearing to read 'P. Ober', written over the printed name of Paul R. Ober.

Paul R. Ober, Esquire

PRO/MAR

cc: John P. Finnerty, Esquire  
Gina D'Alfonso, Esquire  
Adam D. Young, Esquire  
Stephen Menn, Esquire  
Jason Sharpe, Esquire  
Scott Christie, P.E.  
George Roberts, P.E.