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November 13, 2012

Via Hand Delivery

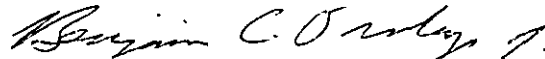
Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

In Re: **Application of Consolidated Rail Corporation for the abolition of thirty-one crossings of the Enola Branch, LC201323, 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 and the Pennsylvania Department of Transportation and Commissioners of the County of Lancaster, et al.
PUC Dockets No. A-00111016 and C-00913256 (Consolidated)**

Dear Secretary Chiavetta:

Enclosed is the original and three (3) copies of the Seventh Status Report of Norfolk Southern Railway Company for filing in the above-referenced matter. In accordance with the accompanying Certificate of Service, we are providing a copy of this document to all interested parties. Please time-stamp the extra copy of the Status Report for return to our messenger. If you have any questions or need additional information, please let us know.

Sincerely yours,



Benjamin C. Dunlap, Jr.

Enclosures

cc: All Interested Parties (w/enc.)
 Randal S. Noe, Esquire (w/enc.)
 Jonathan M. Broder, Esquire (w/enc.)
 Kevin G. Hauschildt, P.E. (w/enc.)
 Ambu Patel (w/enc.)

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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.	:	(Consolidated)
	:	
	:	

SEVENTH STATUS REPORT OF NORFOLK SOUTHERN RAILWAY COMPANY

Norfolk Southern Railway Company (“Norfolk Southern”), by and through its attorneys, Nauman, Smith, Shissler & Hall, LLP, hereby files the following Seventh Status Report, pursuant to the requirements of Ordering Paragraph 21 in the Commission’s Opinion and Order entered October 31, 2007, in the above-referenced matter. This Status Report pertains to the work ordered to be performed by Norfolk Southern pursuant to the Commission’s Opinion and Order entered on October 9, 1997 (“1997 Opinion and Order”), as subsequently modified. This

Status Report addresses only developments in the two crossing matters that were outstanding at the time Norfolk Southern filed its Sixth Status Report on May 9, 2012.

1. The Commission entered an Order on May 25, 2012, which approved and adopted without modification the Stipulation of Settlement filed by Providence Township, Lancaster County, Norfolk Southern, the Pennsylvania Department of Transportation (“PennDOT”), the Department of Conservation and Natural Resources and the Commission’s Bureau of Investigation and Enforcement. The Order amended certain Ordering Paragraphs of the 1997 Opinion and Order to permit the Hollow Road (West) crossing (Bridge 18.08, Crossing No. 21) in Providence Township to be abolished in place, pursuant to the terms of the revised Ordering Paragraphs.


2. Pursuant to the Commission Order entered November 10, 2011, in this proceeding, Norfolk Southern is currently under a deadline of December 31, 2012, to perform the bridge removal work for Crossing No. 10 (Bridge 11.68 over Pumping Station Road in Eden Township) as required by Ordering Paragraph 70 of the 1997 Opinion and Order. Norfolk Southern submitted Specifications for the removal of the bridge structure and an Erosion and Sedimentation Plan with the Commission on November 22, 2011. PennDOT filed objections to this submission on December 15, 2011. No action has been taken by the Commission on the objections to date.

Then, on or about April 20, 2012, Eden Township filed a Petition to Modify the 1997 Opinion and Order requesting that the bridge be permitted to be abolished in place rather than removed. PennDOT objected to the relief sought by Eden Township by Answer dated May 9, 2012. No action has been taken by the Commission in regard to this Petition, either.

Norfolk Southern requests that the Commission take action on the above-referenced matters, in order to provide guidance to Norfolk Southern as to how it should proceed in regard to its obligations under Ordering Paragraph 70 of the 1997 Opinion and Order.

Respectfully Submitted:

NAUMAN, SMITH, SHISSLER & HALL, LLP

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

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Date: November 13, 2012

Attorney for Norfolk Southern Railway Company

**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.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Seventh Status Report of Norfolk Southern Railway Company was served upon the parties listed below in accordance with the requirements of § 1.54, by first-class mail, postage prepaid this 13th day of November, 2012:

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Conestoga Township Supervisors
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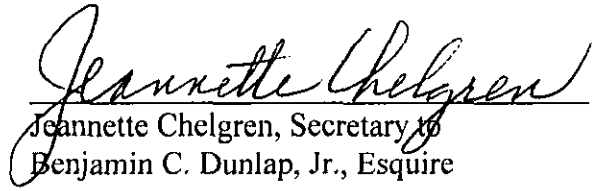
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Reese, Samley, Wagenseller, Mecum
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Lancaster, PA 17603-3562

Martic Township
270 Steinman Farm Road
Pequea, PA 17565

Lancaster County Planning Commission
50 North Duke Street
P. O. Box 83480
Lancaster, PA 17608-3480

Date: November 13, 2012


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