



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

December 18, 2012

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

**RE: *Pittston Township v. RBMN Co.***  
**C-2011-2274074**

Dear Secretary Chiavetta:

Enclosed please find the Department's *Notice of Appearance*, in the above-captioned matter

I hereby certify that a copy has been sent to all parties of record as indicated on the Certificate of Service.

Very truly yours,

Nicholas D. Mertens  
Assistant Counsel

Enclosures

220/NDM/aca

cc: Parties of Record  
Mark Chappell, P.E., Chief, Utilities and Right-of-Way Division, 7<sup>th</sup> Floor  
Joseph Strok, Grade Crossing Engineer, District 4-0

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PITTSTON TOWNSHIP**

Complaint Docket

v.

**C-2011-2274074**


**READING BLUE MOUNTAIN AND  
NORTHERN RAILROAD**

**NOTICE OF APPEARANCE**

Please enter the appearance of Nicholas D. Mertens, Assistant Counsel, on behalf of the Commonwealth of Pennsylvania, Department of Transportation, in the above-referenced action. I am authorized to accept service on behalf of the Commonwealth of Pennsylvania, Department of Transportation in this matter.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION



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Nicholas D. Mertens  
Assistant Counsel  
Commonwealth of Pennsylvania  
Department of Transportation  
Office of Chief Counsel  
P.O. Box 8212  
Harrisburg, PA 17105-8212  
Telephone No. (717) 787-3128  
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Pennsylvania Attorney I.D. Number 313998  
[nimertens@state.pa.us](mailto:nimertens@state.pa.us)

DATED: December 18, 2012

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PITTSTON TOWNSHIP**

Complaint Docket

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**CERTIFICATE OF SERVICE**

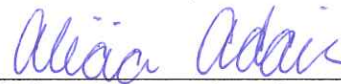
I hereby certify that a true and correct copy of the Department's *Notice of Appearance*, was served upon the parties below by first-class mail, postage prepaid this day, December 18, 2012:

Paul R. Ober, Esquire  
1 Railroad Blvd.  
PO Box 218  
Port Clinton, PA 19549  
(first class mail)

Stephen Menn, Esquire  
County Solicitor  
253 South Franklin St  
Wilkes-Barre, PA 18701  
(first class mail)

John P. Finnerty, Esquire  
Borough Solicitor  
421 Broad Street  
Pittston, PA 18640  
(first class mail)

Adam D. Young, Esquire  
PUC – BIE  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(first class mail)



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Alicia Adair, Legal Assistant to  
Nicholas D. Mertens, Assistant Counsel  
Commonwealth of Pennsylvania  
Department of Transportation  
Office of Chief Counsel  
P.O. Box 8212  
Harrisburg, PA 17105-8212

DATED: December 18, 2012