



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

April 19, 2013

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

Re: Pennsylvania Public Utility Commission, Bureau of Investigation
and Enforcement v. Turtle Creek Industrial Railroad Company
Docket No. C-2012-2321024

Dear Secretary Chiavetta:

Please be advised that Turtle Creek Industrial Railroad Company (Respondent) submitted a check dated April 16, 2013, in the amount of \$1,045.00, as payment towards the unpaid assessments and civil penalty in the above-referenced matter. The Bureau of Investigation and Enforcement (I&E) is in receipt of this check and has forwarded it to the Bureau of Administrative Services – Fiscal Office.

I&E's complaint requests that Respondent pay its past due assessments totaling \$6,979.67. I&E is also seeking a \$70 civil penalty in this matter; the complaint originally requested a \$2,045 civil penalty, but \$1,975 of this penalty was withdrawn by letter dated April 10, 2013. After applying Turtle Creek's \$1,045 check, a balance of \$6,004.67 remains.

Given that a substantial balance remains, I&E intends to pursue the claims set forth in its Motion for Default Judgment that was filed on November 21, 2012, as amended by I&E's letter dated April 10, 2013.

Please contact me at (717) 772-8839 if you have any questions.

Sincerely,

Stephanie M. Wimer
Prosecutor

Bureau of Investigation and Enforcement

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SECRETARY'S BUREAU

Cc: As per certificate of service
Jonathan P. Nase, OSA

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing letter in accordance with the requirements of 52 Pa. Code § 1.54 *et seq.* (relating to service by a party).

Service by First Class Mail:

Wayne Norris, President
Turtle Creek Industrial Railroad Company
2658 Jefferson Street
P.O. Box 518
Export, PA 15632



Stephanie M. Wimer
Prosecutor
Attorney I.D. No. 207522

Counsel for the Bureau of Investigation
and Enforcement, Pennsylvania Public
Utility Commission

P.O. Box 3265
Harrisburg, PA 17105-3265
(717) 787-5000

Dated: April 19, 2013

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