

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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|---|---|----------------------|
| Bridge Structure where State Route 1025 | : | |
| crosses over a single track of Delaware | : | M-2013-2364201 |
| and Hudson Railway (264 293 K) in | : | |
| Nicholson Borough, Wyoming County | : | |
| | : | Filed Electronically |

**RESPONSE OF DELAWARE AND HUDSON RAILWAY COMPANY, INC.
IN SUPPORT OF NORFOLK SOUTHERN’S MOTION TO JOIN, OR IN THE
ALTERNATIVE PETITION TO INTERVENE, AND MOTION FOR CONTINUANCE**

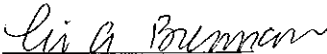
AND NOW, comes Delaware and Hudson Railway Company, Inc. (D&H) by and through its undersigned counsel, and offers the following response in support of and concurrence with the Motion of Norfolk Southern.

1. Admitted.
2. Admitted that Norfolk Southern is a current operator on the line and for that reason could have been included as a party in this proceeding.
3. Admitted.
4. Admitted.
5. D&H supports and concurs with the Motion of Norfolk Southern to join this proceeding, or in the alternative to intervene in this proceeding.
6. D&H strongly supports and concurs with the Motion of Norfolk Southern for a continuance of the hearing scheduled in this matter for April 14, 2015 and the concomitant suspension of the litigation schedule in paragraph 3 of Prehearing Order #3 pending closing of the sale of the rail line.
7. D&H lacks knowledge or information sufficient to admit or deny this averment.

WHEREFORE, D&H respectfully requests that this Honorable Commission grant the request of Norfolk Southern to be made a party and for a continuance of the proceedings.

Respectfully submitted,

OLIVER, PRICE & RHODES


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CERTIFICATE OF SERVICE

I, Erin A. Brennan, Esquire, hereby certify that on the 17TH day of March, 2015, I served a true copy of the foregoing Response of Delaware and Hudson Railway Company, by U.S.

Mail, postage prepaid, at Clarks Summit, Pennsylvania, on the following:

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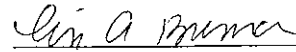
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Dated: March 17, 2015



Erin A. Brennan