



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

December 7, 2015

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

RE: **Docket No. C-2015-2513130**

Dear Secretary Chiavetta:

Enclosed for filing 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 by the Certificate of Service.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Nicholas D. Mertens".

Nicholas D. Mertens
Assistant Counsel

Enclosure

220/NDM:aca

cc: Parties of Record
Mark J. Chappell, P.E., Chief, Utilities and Right-of-Way Section
Louis Romano, District Railroad Coordinator, District 11-0

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

BOROUGH OF ELLWOOD CITY	:	
<i>Complainant</i>	:	Complain Docket
	:	No: C-2015-2513130
v.	:	
	:	
BUFFALO & PITTSBURGH	:	Electronically Filed
RAILROAD INC.,	:	
LAWRENCE COUNTY,	:	
PENNSYLVANIA DEPARTMENT	:	
OF TRANSPORTATION	:	
<i>Respondents</i>	:	

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 all parties of the Commonwealth of Pennsylvania, Department of Transportation in this matter.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



Nicholas D. Mertens
Assistant Counsel
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
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Pennsylvania Attorney I.D. Number 313998
nimertens@pa.gov

DATED: December 7, 2015

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

BOROUGH OF ELLWOOD CITY	:	
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	:	No: C-2015-2513130
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LAWRENCE COUNTY,	:	
PENNSYLVANIA DEPARTMENT	:	
OF TRANSPORTATION	:	
<i>Respondents</i>	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Department's *Notice of Appearance* was served upon the parties listed below, in accordance with the requirements of §1.54, by First-Class mail, postage prepaid, this 7th day of December, 2015:

Edward Leymarie, Jr., Esquire
Leymarie Clark Long P.C.
423 Sixth Street
Ellwood City, PA 16117

Tom Leslie, Solicitor
Lawrence County
430 Court Street
New Castle, PA 16101

William V. Gentilman, Property Manager
Buffalo & Pittsburgh Railroad, Inc.
P.O. Box 336
Warren, PA 16365-0336

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



Alicia Adair, Legal Assistant to
Nicholas D. Mertens
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DATED: December 7, 2015