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December 21, 2015

Via Electronic Mail

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

**In re: A. Edward Schwartz v. Canadian Pacific Railroad and
Pennsylvania Department of Transportation
Docket No. P-2011-2241780
C-2011-2237486**

Dear Secretary Chiavetta:

I am enclosing Norfolk Southern Railway Company's Petition for Extension of Time for filing in the above matter. As evidenced by the attached Certificate of Service, copies of the Petition are being served on all interested parties. If you have any questions please contact our office.

Sincerely yours,



Sherry A. May, Paralegal to
to Benjamin C. Dunlap, Jr.

Enclosures

cc: All Parties of Record (w/enc.)
Timothy Bentley, Esquire (w/enc.)
Douglas S. Starling (w/enc.)

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BEFORE THE
COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

A. EDWARD SCHWARTZ and	:	
Complainant	:	
	:	Docket No. C-2011-2237486
v.	:	(P-2011-2241780)
	:	
DELAWARE AND HUDSON RAILWAY	:	
COMPANY, INC. d/b/a CANADIAN PACIFIC	:	Filed Electronically
RAILROAD AND PENNSYLVANIA	:	
DEPARTMENT OF TRANSPORTATION,	:	
Respondents	:	

PETITION FOR EXTENSION OF TIME

Norfolk Southern Railway Company (“Norfolk Southern”) by and through its counsel, Nauman, Smith, Shissler & Hall, LLP, hereby files this petition for extension of time to perform the work ordered in the Commission’s Secretarial Letter dated December 5, 2013, pursuant to 52 Pa. Code § 1.15, based upon the following:

1. The aforementioned Secretarial Letter ordered Delaware and Hudson Railway Company, Inc. d/b/a Canadian Pacific Railroad (“Canadian Pacific”) to do all work necessary to demolish and remove the bridge carrying S.R. 4009 over its facilities, including the abutments and retaining walls. Pursuant to numbered Paragraph 10 of the Secretarial Letter, the work was ordered to be completed within twelve (12) months from the date the Pennsylvania Public Utility Commission approved Canadian Pacific’s submitted plans.

2. The Commission certified and approved the demolition plans by Secretarial Letter dated December 22, 2015.

3. Norfolk Southern recently purchased this Canadian Pacific Line and has assumed Canadian Pacific’s responsibility for the bridge demolition and removal.

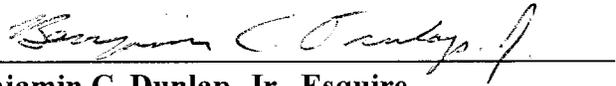
4. Norfolk Southern requests an extension of time until April 30, 2016, to perform the work.

5. Norfolk Southern is unable to complete the required work by the December 22, 2015, deadline and requests additional time to complete the project.

WHEREFORE, Norfolk Southern respectfully requests an extension of time until April 30, 2016, to complete the bridge removal ordered in numbered Paragraph 10 of the Commission's Secretarial Letter dated December 5, 2013.

Respectfully submitted,

NAUMAN, SMITH, SHISSLER & HALL, LLP



Benjamin C. Dunlap, Jr., Esquire

Supreme Court I.D. No. 66283

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Counsel for Norfolk Southern Railway Company

Dated: December 21, 2015

VERIFICATION

I, **Benjamin C. Dunlap, Jr., Esquire**, a member of the firm of Nauman, Smith, Shissler & Hall, LLP, attorneys for Norfolk Southern Railway Company (“Norfolk Southern”) in the foregoing proceeding, make this verification on behalf of Norfolk Southern, and do state that as an attorney for Norfolk Southern, I am authorized to make this Verification on behalf of Norfolk Southern, and further state that, based on information provided to me by Norfolk Southern, the facts set forth in the foregoing **Petition for Extension of Time**, are true and correct to the best of my knowledge, information and belief. I understand that my statements are made subject to 18 Pa. C.S. § 4904 providing for criminal penalties for unsworn falsification to authorities.


Benjamin C. Dunlap, Jr., Esquire

Date: December 21, 2015

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

A. EDWARD SCHWARTZ and	:	
Complainant	:	
	:	Docket No. C-2011-2237486
v.	:	(P-2011-2241780)
	:	
DELAWARE AND HUDSON RAILWAY	:	
COMPANY, INC. d/b/a CANADIAN PACIFIC	:	Filed Electronically
RAILROAD AND PENNSYLVANIA	:	
DEPARTMENT OF TRANSPORTATION,	:	
Respondents	:	

CERTIFICATE OF SERVICE

I hereby certify that I served one (1) copy of the Petition for Extension of Time of Norfolk Southern Railway Company, in the above action, this day by depositing the same in the United States mail, postage prepaid, in Harrisburg, Pennsylvania, addressed to:

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Dated: December 21, 2015



Sherry A. May, Paralegal to
Benjamin C. Dunlap, Jr., Esquire