

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PLEASE DOCKET

Whitehall Township

v.

R.J. Corman Railroad Company

DOCUMENT
FOLDER

C-20054822

BRIEFING ORDER

A hearing was held in this matter on Thursday, June 29, 2006, and the scheduled hearing for Friday, June 30, 2006, was cancelled as being unnecessary. At the conclusion of the hearing, the parties were given briefing instructions, and I had earlier indicated that I would also be issuing a Briefing Order. Some briefing issues were addressed in an earlier Procedural Order, dated March 14, 2006, and these directives remain in effect, except as modified herein.

The parties indicated that, while the Procedural Order had set forth an August 3, 2006, deadline for Main Briefs, and an August 17, 2006, deadline for Reply Briefs, an extension of the briefing deadline was needed to accommodate a 21-day delivery of the transcript. Accordingly, the deadline for filing Main Briefs was extended until August 10, 2006, and the deadline for filing Reply Briefs was correspondingly extended until August 24, 2006.

In addition, it has come to my attention that there were duplicate exhibits admitted with respect to certain documents. While unduly repetitive evidence is to be avoided (52 Pa. Code §5.483(a)), the exhibits were submitted as part of prenumbered, prepared packages, and it would have been cumbersome and confusing to have modified all the exhibit packages. However, for purposes of briefing, it is important to have consistency so that the same document is not referred to in two or more different ways. In order to avoid confusion, the parties will be directed to cite to the applicable exhibit which was first admitted into evidence (although duplicate exhibit numbers can

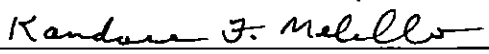
be noted in a footnote). I will also refer to that first exhibit in the Recommended Decision, in those instances wherein there are duplicate exhibits.

THEREFORE,

IT IS ORDERED:

1. That the revised briefing schedule and other matters set forth herein are adopted for this proceeding;
2. That, except as modified herein, the Procedural Order, dated March 14, 2006, remains in full force and effect;
3. That if a brief contains a citation to an unreported decision, which is not available on LEXIS or the Commission's website, a copy of that unreported decision must be appended to the brief.
4. That in the event of duplicate exhibits, the parties cite in their briefs to the exhibit which was admitted first.
5. That the parties provide me with two hard copies of each brief.

Date: June 30, 2006


Kandace F. Melillo
Administrative Law Judge

C-20054822 WHITEHALL TOWNSHIP v. R J CORMAN RAILROAD COMPANY

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