



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

September 6, 2017

David A. Salapa, Administrative Law Judge  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**RE: A-00123148**

Dear Judge Salapa:

Enclosed for filing please find the Department's *Prehearing Conference Memorandum*, in the above captioned matter. This filing does not contain facts that are not currently in the record. Therefore, a verification is not required

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 that reads "Gina M. D'Alfonso".

Gina M. D'Alfonso  
Senior Counsel in Charge

Enclosure

220/GMD:igl

Cc: Rosemary Chiavetta, Secretary  
Parties of Record  
Ahmed Lasloudji, District Grade Crossing Engineer, District 8-0  
Gregory J. Vaughn, Grade Crossing Engineer, Central Office, CKB 7<sup>th</sup> Floor

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of the York Railway Company :  
to determine fair and reasonable maintenance :  
responsibilities for the warning devices :  
at the Broadway Street crossings : A-00123148  
(DOT 540 847 W) and (DOT 832 109 N) :  
where York Railway Company and CSX :  
Transportation cross said roadway in the :  
Borough of Hanover, York County, Pennsylvania :

**PREHEARING CONFERENCE MEMORANDUM OF THE DEPARTMENT OF  
TRANSPORTATION**

In accordance with the July 5, 2017, Prehearing Conference Order issued by Administrative Law Judge David A. Salapa, in the above referenced matter, the Department of Transportation (“Department”) offers the following in response to the specific requests contained therein:

1. It is requested that the Department’s sole entry on the service list shall be as follows:

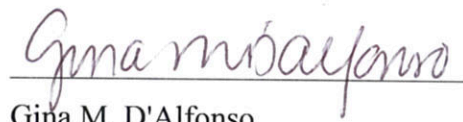
Gina M. D’Alfonso  
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2. The issues in this case seem to be limited to those between York Railway Company and CSX Transportation, Inc. The Department defers to those parties regarding the potential for settlement, discovery issues and the litigation schedule.

3. Based upon the undersigned's current knowledge of the issues, the Department does not intend to offer any witnesses and reserves the right to file a motion to be dismissed from this proceed.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION



Gina M. D'Alfonso  
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gdalfonso@pa.gov

DATED: September 6, 2017

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of the York Railway Company to determine fair and reasonable maintenance responsibilities for the warning devices at the Broadway Street crossings (DOT 540 847 W) and (DOT 832 109 N) Where York Railway Company and CSX Transportation cross said roadway in the Borough of Hanover, York County, Pennsylvania

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A-00123148

**Electronically Filed**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of 52 Pa. Code § 1.54, by first class mail, postage prepaid this 6<sup>th</sup> day of September, 2017

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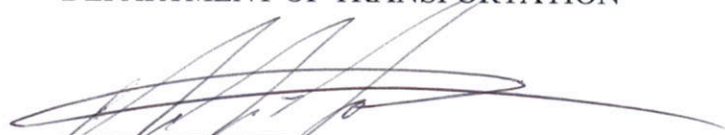
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Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION



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DATED: September 6, 2017