

Spunaugle, Shirley A

From: Chiavetta, Rosemary
Sent: Wednesday, October 18, 2017 11:33 AM
To: mjohnson@readingnorthern.com
Cc: Gorter, Brad; donald@karpowichlaw.com; sean@karpowichlaw.com; D'Alfonso, Gina; Brown-Sweeney, Jennifer; Reside, Melissa; Spunaugle, Shirley A; Taylor, Jodi
Subject: White Haven Borough v. Reading Blue Mountain & Northern Railroad Company, Luzerne County, and PennDot, Respondents at C-2017-2627911
Attachments: Untitled

Mr. Johnson:

Brad Gorter of our Bureau of Investigation and Enforcement brought your email to my attention regarding the formal complaint my office served upon your company by certified mail on October 6, 2017. The Pennsylvania Public Utility Commission, and in particular, the Secretary, is required to serve all formal complaints filed with the Commission by certified mail upon all named Respondents in accordance with Section 702 of the Pennsylvania Public Utility Code.

It is my understanding from your email below that you do not accept certified mail. In the interest of time, I have attached a copy of the formal complaint and notification from the Commission. However, while this electronic transmission does not constitute service, it does provide proof that my office attempted to properly serve this complaint upon your company. My office will place this email exchange into the record at the above docket number providing evidence your company has knowledge of the complaint, but refuses to accept it by certified mail. My office will also send you a hard copy of the complaint and notification by first class mail today.

Please be advised that since the above captioned complaint was properly served upon the Reading Blue Mountain & Northern Railroad Company dated October 6th, your company's Answer or other responsive pleading in accordance with 52 Pa. Code Section 5.61 is due to be filed with my office, along with a Certificate of Service that you served the other Parties to the complaint, by the close of business (4:30 p.m. EST) on October 26, 2017. If you need additional time to file a responsive pleading, your attorney may request a grant of extension directed to my office. Please be sure to obtain the agreement for a grant of extension of time to answer the complaint from the other Parties, or the extension may be denied.

Rosemary Chiavetta, Esq.
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pennsylvania 17120
rchiavetta@pa.gov
717-787-8009



From: Gorter, Brad
Sent: Wednesday, October 18, 2017 10:40 AM
To: Chiavetta, Rosemary <rchiavetta@pa.gov>
Subject: FW: White haven Complaint

Rosemary,

I received the email below, which I believe is in response to the complaint at C-2017-2627911. I do not have this case in front of me (yet), but since I handle I&E's rail cases, Matt sent the below email to me.

Who should I make aware of his email?

Bradley R. Gorter | Prosecutor
PA Public Utility Commission | Bureau of Investigation & Enforcement
Commonwealth Keystone Building
P.O. Box 3265 | Harrisburg PA 17105
Phone: 717.783.6150 | Fax: 717.783.3458
bgorter@pa.gov

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From: Matt Johnson [<mailto:mjohnson@readingnorthern.com>]
Sent: Wednesday, October 18, 2017 10:35 AM
To: Gorter, Brad <bgorter@pa.gov>
Subject: White haven Complaint

Brad, RBMN received answers from Penn Dot on a complaint filed by the White Haven Borough. I believe the PUC is trying to send to complaint certified but we do not accept certified mail. It would need to be sent regular.

Thanks

Matthew A. Johnson
VP Asset Management & Community Affairs
Lt. RBMN Police Dept.
Reading & Northern Railroad
Office: 570-943-5027
Cell: 484-332-1010

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