

**PENNSYLVANIA PUBLIC UTILITIES COMMISSION**  
**Uniform Cover and Calendar Sheet**

1. <u>REPORT DATE:</u> May 23, 1986	:	2. <u>BUREAU AGENDA NO.</u> JUNE-86-SC-RS-233
3. <u>BUREAU:</u> Safety and Compliance	:	
4. <u>SECTION(S):</u> Rail Safety	:	5. <u>PUBLIC MEETING DATE:</u> June 5, 1986
6. <u>APPROVED BY:</u>  Director: Nicely 3-3846 Supervisor: Lehman 7-9732	:	
7. <u>MONITOR:</u>	:	
8. <u>PERSON IN CHARGE:</u> Fleisher 7-5936	:	
9. <u>DOCKET NO:</u> C-79081404	:	

10. (a) **CAPTION** (abbreviate if more than 4 lines)  
 (b) **Short summary of history & facts, documents & briefs**  
 (c) **Recommendation**

(a) Great Bend Township  
 v.  
 Conrail, et al.

(b) Commission adopted an order October 3, 1985, granting in part and denying in part D.&H.R.R.'s petition filed May 24, 1985. An earlier order was adopted February 15, 1985, following reopening of the record to hear Conrail and D.&H.R.R.'s petitions. No appeals of either order were taken by any party.

(c) The Bureau of Safety and Compliance recommends that the Commission close the record in this proceeding since it was reopened solely to consider the petitions and no further work has been ordered and the maintenance responsibilities have been assigned by prior orders.

DRF:gm

11. **MOTION BY:** Commissioner Chm. Taliaferro Commissioner Fischl - Yes  
 Commissioner  
**SECONDED:** Commissioner Shane Commissioner

**CONTENT OF MOTION:** Staff recommendation adopted.



to Conrail's petition and petitioned to substitute a party other than Delaware and Hudson Railway Company for Conrail as the party responsible for maintenance.

(c) The Bureau of Rail Transportation recommends that the Commission direct that the record be reopened in this proceeding and that it be reassigned to the Office of Administrative Law Judges to be set for hearing on the petitions filed by Conrail and Delaware and Hudson Railway Company.

DRF:llr

1. <u>REPORT DATE:</u> October 17, 1983	:	2. <u>BUREAU AGENDA NO.</u> OCT-83-TR-318R
3. <u>BUREAU:</u> Rail Transportation	:	
4. <u>SECTION(S):</u>	:	5. <u>PUBLIC MEETING DATE:</u> October 28, 1983
6. <u>APPROVED BY:</u> Director: Peteritas 3-5941 Supervisor:	:	
7. <u>MONITOR:</u> Johnson	:	
8. <u>PERSON IN CHARGE:</u> Dunkle 7-1864	:	
9. <u>DOCKET NO:</u> C-79081404	:	

10. (a) CAPTION (abbreviate if more than 4 lines)  
(b) Short summary of history & facts, documents & briefs  
(c) Recommendation

(a) Great Bend Township

v.

Consolidated Rail Corporation, Pennsylvania Department of Transportation, County of Susquehanna, Pennsylvania Electric Company and Commonwealth Telephone Company.

(c) The Bureau recommends: (1) the Commission approve the costs incurred by Consolidated Rail Corporation amounting to \$29,844.01; (2) Great Bend Township be authorized to pay Consolidated Rail Corporation the sum of \$14,922.01; (3) since the final inspection was made on October 13, 1983, and no further certification of funds is required by the Commission, the record in the above proceeding be closed; and (4) the parties of interest be notified of the Commission's action by Secretarial letter, and a copy of same be placed in the Commission's document folder.

DED:rs

11. MOTION BY: Commissioner Chm. Taliaferro Commissioner Johnson - Yes  
Commissioner  
SECONDED: Commissioner Cawley Commissioner

CONTENT OF MOTION: Staff recommendation adopted.

DOCKETED

DOCKETED  
NOV 4 - 1983

1. <u>REPORT DATE:</u>	May 26, 1982	:	2. <u>BUREAU AGENDA NO.</u>
3. <u>BUREAU:</u>	ALJ	:	MAR-82-ALJ-104 REMAND
4. <u>SECTION(S):</u>		:	5. <u>PUBLIC MEETING DATE:</u>
6. <u>APPROVED BY:</u>		:	June 10, 1982
Chief ALJ:	William R. Shane	:	
Director:	7-1191	:	
Supervisor:		:	
7. <u>MONITOR:</u>	Johnson	:	
8. <u>PERSON IN CHARGE:</u>		:	
ALJ Jones	(717) 961-4818	:	
9. <u>DOCKET NO:</u>	C-79081404	:	
10. (a) <u>CAPTION</u> (abbreviate if more than 4 lines)			
(b) Short summary of history & facts, documents & briefs			
(c) Recommendation			
(a) Great Bend Township vs. Consolidated Rail Corporation, Pennsylvania Department of Transportation, County of Susquehanna, Pennsylvania Electric Company and Commonwealth Telephone Company			
(b) On September 16, 1980 Conrail filed a Petition for Modification of the Commission's Order of August 14, 1980 requesting that Conrail be relieved of obligations specified in the Commission's Order. Conrail's alleges that the rail line has been sold to Delaware and Hudson Railroad.			
On October 24, 1980 the Commission issued an Order to Show Cause to Delaware and Hudson Railroad why it should not be joined as a party to these proceedings.			
A hearing on the Petition and the Order To Cause was held on July 29, 1981.			
(c) On April 1, 1982 Judge Jones issued an Initial Decision Upon Remand denying Conrail's Petition for Modification of the Commission's Order.			
11. <u>MOTION BY:</u>	Commissioner Johnson		Commissioner Chm. Shanaman - Yes
<u>SECONDED:</u>	Commissioner Cawley		Commissioner Taliaferro - Yes
			Commissioner Jones - Yes
<u>CONTENT OF MOTION:</u>	That the Decision of ALJ Jones be adopted as the action of the Commission.		

DOCKETED

JUN 17 1982

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u>	January 25, 1985	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	ALJ		FEB-85-ALJ-23
4. <u>SECTION(S):</u>		5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			February 15, 1985
Chief ALJ:	William H. Smith		
Director:	Ext. 7-6108		
Supervisor:			
7. <u>MONITOR:</u>	Commissioner Johnson		
8. <u>PERSON IN CHARGE:</u>			
ALJ Casey	(717) 961-4818		
9. <u>DOCKET NO:</u>	C-79081404		

**DOCKETED****FEB 25 1985**

10. (a) CAPTION (abbreviate if more than 4 lines)  
(b) Short summary of history & facts, documents & briefs  
(c) Recommendation

- (a) Great Bend Township v. Conrail, Pa. Dept. of Transportation, Susquehanna Co., Pa. Electric Co., Commonwealth Telephone Co. and Delaware and Hudson Railway Co.
- (b) In Public Meeting held March 16, 1984, Commission reopened the above-captioned proceeding, which concerns a bridge carrying Township Road 821 - (old U.S. Route 11) over and above railroad tracks in Great Bend Township, Susq. Co., and directed that a hearing be held on the petition filed by Conrail on January 21, 1983, and the answer and petition filed by Delaware & Hudson Railway Co. on January 17, 1984. Hearing scheduled and held July 26, 1984 at Scranton, Pa. Briefs were not filed.
- (c) Judge Casey issued a Recommended Decision recommending that the Petition of Conrail for Modification of the Order entered on August 14, 1980 be granted; that the Petition of Delaware and Hudson Railway Co., dated January 13, 1984, to have a party or parties other than itself assume maintenance responsibility for the bridge be denied; that Delaware and Hudson Railway Co. periodically submit to the Commission an Inspection Report on the bridge wing wall which is the subject of this proceeding and that the Bureau of Rail Transportation of the Commission monitor such reports and notify Commission if further hearings are necessary.

(CONTINUED)

11. MOTION BY: Commissioner Cawley  
 Commissioner Chm. Taliaferro - Yes  
 Commissioner Johnson - Yes  
 Commissioner Fischl - Yes
- SECONDED: Commissioner Shane

CONTENT OF MOTION: That the Decision of ALJ Casey be adopted as the action of the Commission.

**DOCUMENT  
FOLDER**

(CONTINUED) C-79081404

Great Bend Township v. Conrail, Pa. Dept. of Transp.,  
Susquehanna County, Pa. Electric Company, Commonwealth  
Telephone Company and Delaware & Hudson Railway Company

254A

Recommended Decision served: January 2, 1985.  
No exceptions have been received by the Commission.

1. <u>REPORT DATE:</u>	: September 16, 1985	2. <u>BUREAU AGENDA NO.</u>	:
3. <u>BUREAU:</u>	: Law	OCT-85-L-304*	:
4. <u>SECTION(S):</u>	: Rail Transportation	5. <u>PUBLIC MEETING DATE:</u>	:
6. <u>APPROVED BY:</u>	:	October 3, 1985	:
Director: Hoffman	7-5000		:
Supervisor: Wilson	3-2840		:
7. <u>MONITOR:</u>	:		:
8. <u>PERSON IN CHARGE:</u>	:		:
	Waggoner 3-2840		:
9. <u>DOCKET NO:</u>	: C-79081404		:

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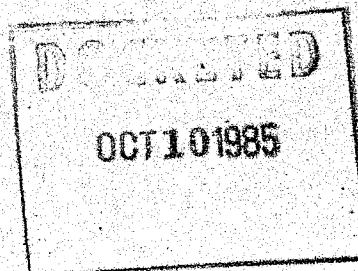
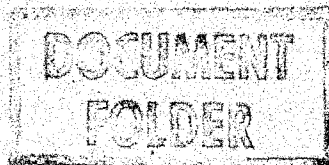
(a) Great Bend Township v. Consolidated Rail Corporation, Pennsylvania Department of Transportation, Susquehanna County, Pennsylvania Electric Company, Commonwealth Telephone Company and Delaware and Hudson Railway Company

(b) On May 24, 1985, Delaware and Hudson Railway Company filed a Petition for Modification of the Commission Order entered February 22, 1985 which directed D&H, at its sole cost, to maintain the substructure and superstructure of the subject bridge. D&H now requests the Commission to modify its prior order by directing any other party to this proceeding to reimburse D&H 50% of the cost of maintaining the bridge. The February 22, 1985 Order also directed D&H to submit periodic inspection reports to the Commission concerning the width of the crack opening and the distance the top of the bridge wing wall has pushed out from its original position.

(c) The Law Bureau recommends that the Petition for Modification, with respect to the assignment of maintenance responsibility, be denied and that the Petition for Modification, with respect to deletion of the reporting requirement, be granted.

11. MOTION BY: CommissionerChm., Taliaferro Commissioner Fischl - Yes  
 Commissioner  
 SECONDED: CommissionerShane Commissioner

CONTENT OF MOTION: Staff recommendation adopted.



1. <u>REPORT DATE:</u> May 23, 1986	:	2. <u>BUREAU AGENDA NO.</u> JUNE-86-SC-RS-233
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DRF:gm

**DOCKETED**  
JUN 2 1986

**DOCUMENT FOLDER**

11. **MOTION BY:** Commissioner Chm. Taliaferro Commissioner Fischl - Yes  
 Commissioner  
**SECONDED:** Commissioner Shane Commissioner

**CONTENT OF MOTION:** Staff recommendation adopted.