# PENNSYLVANIA

**PUBLIC UTILITY COMMISSION**

**Harrisburg, PA 17105-3265**

Public Meeting held March 28, 2019

Commissioners Present:

Gladys M. Brown, Chairman

David W. Sweet, Vice Chairman

Norman J. Kennard

Andrew G. Place

John F. Coleman, Jr.

Bridge Structure where State Route 1025 M-2013-2364201

crosses over a single track of Delaware and

Hudson Railway Company, Inc. (264 293 K)

in Nicholson Borough, Wyoming County

Investigation upon the Commission’s own I-2015-2472242

motion to determine the condition and

disposition of six (6) existing structures

carrying various highways above the grade of

the tracks of the Canadian Pacific Railroad in

Great Bend Township, New Milford Township,

Brooklyn Township, Hop Bottom Borough,

Lathrop Township, Susquehanna County and

Benton Township, Lackawanna County

**OPINION AND ORDER**

**BY THE COMMISSION:**

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition is the Petition for Clarification and Reconsideration (Petition) filed by the Commonwealth of Pennsylvania, Department of Transportation on March 14, 2019, seeking reconsideration of the Order entered on February 28, 2019, relative to the above-captioned proceeding.

Pursuant to Rule 1701 of the Pennsylvania Rules of Appellate Procedure, Pa. R.A.P. Rule 1701, the Commission must act to grant a petition for reconsideration within thirty days of the entry date of the order for which reconsideration is sought, or otherwise lose jurisdiction to do so if a petition for review is timely filed. The thirty‑day period within which the Commission must act upon this Petition, in order to preserve jurisdiction, ends on April 1, 2019. Accordingly, we shall grant reconsideration, within the meaning of Pa. R.A.P. Rule 1701(b)(3), pending review of, and consideration on, the merits of the Petition; **THEREFORE,**

**IT IS ORDERED:** That the Petition for Clarification and Reconsideration filed on March 14, 2019, by the Commonwealth of Pennsylvania, Department of Transportation is hereby granted, pending further review of, and consideration on, the merits.

**BY THE COMMISSION,**

Rosemary Chiavetta

Secretary

(SEAL)

ORDER ADOPTED: March 28, 2019

ORDER ENTERED: March 28, 2019