

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
 Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u>	:	2. <u>BUREAU AGENDA NO.</u>
December 28, 1981	:	JAN-82-OSA-3*
3. <u>BUREAU:</u>	:	
Office of Special Assistants:	:	
4. <u>SECTION(S):</u>	:	5. <u>PUBLIC MEETING DATE:</u>
:	:	
6. <u>APPROVED BY:</u>	:	
:	:	
Director: W. T. Hawke (7-1827)	:	JANUARY 8, 1982 <sup>2</sup>
Supervisor:	:	
7. <u>MONITOR:</u>	:	
Chairman Shanaman	:	
8. <u>PERSON IN CHARGE:</u>	:	
Frank E. Sparrow	:	
9. <u>DOCKET NO:</u>	:	
C-80041953	:	

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

(a) Ralph D. Pratt, State Representative  
 v.

The Baltimore and Ohio Railroad Company,  
 Department of Transportation of the  
 Commonwealth of Pennsylvania, Borough  
 of Ellwood City, Lawrence County, Pennsylvania  
 Power Company, Western Pennsylvania Water  
 Company, Columbia Gas of Pennsylvania, Inc.,  
 The Bell Telephone Company of Pennsylvania,  
 and The Pittsburgh and Lake Erie Railroad  
 Company.

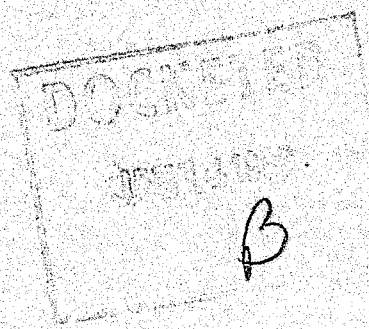
(b) The Baltimore and Ohio Railroad Company has filed a petition requesting modification of an Opinion and Order adopted April 3, 1981, and entered May 14, 1981, in the above captioned proceeding. In the alternative the petition requests rehearing.

(c) The Office of Special Assistants recommends that the Commission adopt an Opinion and Order which denies the request for modification or rehearing.

dm

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

CONTENT OF MOTION: Staff recommendation adopted.



1. <u>REPORT DATE:</u>	October 27, 1981	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	Office of Special Assistants		NOV-81-OSA-100*
4. <u>SECTION(S):</u>		5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			
	Director: W. T. Hawke (7-1827)		
	Supervisor:		NOVEMBER 6, 1981
7. <u>MONITOR:</u>	Chm. Shanaman		
8. <u>PERSON IN CHARGE:</u>	F. E. Sparrow (7-1828)		
9. <u>DOCKET NO:</u>	C-80041953		

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

(a) Ralph D. Pratt, State Representative v. The Baltimore and Ohio Railroad Company, Department of Transportation of the Commonwealth of Pennsylvania, Borough of Ellwood City, Lawrence County, Pennsylvania Power Company, Western Pennsylvania Water Company, Columbia Gas of Pennsylvania, Inc., The Bell Telephone Company of Pennsylvania, and The Pittsburgh and Lake Erie Railroad Company

(b) Before the Commission for disposition is a Petition for Clarification of Opinion and Order (petition) filed September 17, 1981, by the Borough of Ellwood City (Borough). The petition seeks clarification or modification of the Opinion and Order adopted April 3, 1981, and entered May 14, 1981, in the above-captioned proceeding regarding three rail/highway crossings within the Borough of Ellwood City.

(c) The Office of Special Assistants recommends that the Commission adopt an Opinion and Order which modifies the Opinion and Order entered May 14, 1981, by assigning responsibility for the curbs, sidewalks, and sidewalk railings on the Second Street overpass to The Baltimore and Ohio Railroad Company and limiting the Borough's responsibility for the curbs, sidewalks, and sidewalk railings to the approaches to the Second Street overpass only.

ds

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

CONTENT OF MOTION: Staff recommendation adopted.

UN  
ORDER

**DOCKETED**  
 NOV 30 1981  
 W

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u>	March 3, 1983	2. <u>BUREAU AGENDA NO.:</u>	
3. <u>BUREAU:</u>	Rail Transportation		MAR-83-TR-88R
4. <u>SECTION(S):</u>		5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			March 18, 1983
Director:	Peteritas 3-5941		
Supervisor:			
7. <u>MONITOR:</u>	Chairman Shanaman		
8. <u>PERSON IN CHARGE:</u>	Fleisher 7-5936		
9. <u>DOCKET NO:</u>	C-80041953		

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

(a) RALPH D. PRATT, STATE REPRESENTATIVE  
V.

THE BALTIMORE AND OHIO RAILROAD COMPANY, PENNSYLVANIA DEPARTMENT OF  
TRANSPORTATION, BOROUGH OF ELLWOOD CITY, LAWRENCE COUNTY, ET AL.

(b) By order adopted November 6, 1981, Baltimore and  
Ohio Railroad Company was directed to complete plans to repair,  
strengthen or replace the curbs, sidewalks and sidewalk railings on  
the Second Street overpass. Baltimore and Ohio Railroad submitted  
plans on February 28, 1983.

(c) The Bureau recommends that the Commission approve  
Drawing No. 4721 (sheets 1 and 2) prepared and submitted by  
Baltimore and Ohio Railroad Company for repairs to north abutment  
and walkways on the bridge carrying Second Street over the railroad  
tracks.

DRF:llr

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

CONTENT OF MOTION: Staff recommendation adopted.

DOCUMENT  
FOLDER

DOCKETED  
MAR 24 1983

1. <u>REPORT DATE:</u>	April 6, 1983	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	Rail Transportation		APR-83-TR-129*
4. <u>SECTION(S):</u>		5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			April 29, 1983
Director:	Peteritas 3-5941		
Supervisor:			
7. <u>MONITOR:</u>	Johnson		
8. <u>PERSON IN CHARGE:</u>			
	Fleisher 7-5936		
9. <u>DOCKET NO:</u>	C-80041953		
10.	(a) <u>CAPTION</u> (abbreviate if more than 4 lines)		
	(b) Short summary of history & facts, documents & briefs		
	(c) Recommendation		

(a) RALPH B. PRATT, STATE REPRESENTATIVE  
V.

THE BALTIMORE AND OHIO RAILROAD COMPANY, ET AL.

(b) Complaint filed April 8, 1980. Hearing held August 14, 1980. Initial Decision by ALJ issued September 13, 1981. Commission adopted ALJ's initial decision with modifications on April 3, 1981. Borough of Ellwood City filed petition September 17, 1981, for clarification of opinion and order adopted April 3, 1981. Order adopted November 6, 1981, modifying the earlier order by assigning responsibility for repairs on structure to The Baltimore and Ohio Railroad Company and limiting the Borough's responsibility to repairs on approaches. Borough filed petition June 8, 1982, requesting an extension of time to submit repair plans.

(c) The Bureau of Rail Transportation recommends that the Commission grant the Borough's petition requesting an extension of time and direct that the required plans be completed within 90 days after an order is entered.

DRF:11r

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

CONTENT OF MOTION: Staff recommendation adopted.



1. <u>REPORT DATE:</u>	July 13, 1983	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	Office of Special Assistants	JUL-83-OSA-65*	
4. <u>SECTION(S):</u>		5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>	Acting Director: J. Alford (3-5331) Supervisor:	July 22, 1983	
7. <u>MONITOR:</u>	Comm. Johnson		
8. <u>PERSON IN CHARGE:</u>	T. Buda (7-8009)		
9. <u>DOCKET NO:</u>	C-80041953		

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

(a) Ralph D. Pratt, State Representative v. The Baltimore and Ohio Railroad Company, et al.

(b) On May 14, 1981, the Commission entered an Opinion and Order adopting, in all respects but one, the January 22, 1981 Initial Decision of Administrative Law Judge Michael A. Nemeck, which assigned costs and work maintenance in the above-captioned proceeding. On April 11, 1983, The Pittsburgh and Lake Erie Railroad Company filed a Petition for Modification of Order.

(c) The Office of Special Assistants recommends the Commission grant the Petition and modify its May 14, 1981 Opinion and Order.

dd

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

CONTENT OF MOTION: Staff recommendation adopted.

DOCUMENT  
FOLDER

**DOCKETED**  
**AUG 1 1983**

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u>	November 28, 1983	:	2. <u>BUREAU AGENDA NO.</u>
3. <u>BUREAU:</u>	Rail Transportation	:	DEC-83-TR-354R
4. <u>SECTION(S):</u>		:	5. <u>PUBLIC MEETING DATE:</u>
6. <u>APPROVED BY:</u>		:	December 16, 1983
	Director: Peteritas 3-5941	:	
	Supervisor:	:	
7. <u>MONITOR:</u>	Commissioner Johnson	:	
8. <u>PERSON IN CHARGE:</u>	Fleisher 7-5936	:	
9. <u>DOCKET NO:</u>	C-80041953	:	
10. (a) <u>CAPTION</u> (abbreviate if more than 4 lines)			
(b) Short summary of history & facts, documents & briefs			
(c) Recommendation			

(a) RALPH D. PRATT, STATE REPRESENTATIVE  
V.  
BALTIMORE & OHIO RAILROAD COMPANY, PENNSYLVANIA DEPARTMENT OF TRANSPORTATION,  
BOROUGH OF ELLWOOD CITY, ET AL.

(b) By order adopted November 6, 1981, Borough of Ellwood City was directed to complete plans to repair, strengthen or replace the curbs, sidewalks and sidewalk railings on the approaches to the Second Street overpass. Ellwood City submitted plans on November 21, 1983.

(c) The Bureau of Rail Transportation recommends that the Commission approve Sketch of Second Street Bridge Approaches (sheet 1, 2 and 3) prepared and submitted by Ellwood City.

DRF:llr

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

CONTENT OF MOTION: Staff recommendation adopted.

DOCKETED  
DEC 28 1983

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

---

1. REPORT DATE: July 20, 1983 : 2. BUREAU AGENDA NO.  
: :  
3. BUREAU: : AUG-83-OSA-69\*  
Office of Special Assistants : :  
4. SECTION(S): : 5. PUBLIC MEETING DATE:  
: :  
6. APPROVED BY: : August 18, 1983  
: :  
Acting Director: J. Alford (3-5331) : :  
Supervisor: : :  
7. MONITOR: : :  
: : Comm. Johnson : :  
8. PERSON IN CHARGE: : :  
: : T. Buda (7-8009) : :  
9. DOCKET NO: : :  
: : C-80041953 : :

---

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

(a) Ralph D. Pratt, State Representative v. The Baltimore and Ohio Railroad Company, et al.

(b) On May 11, 1983, the Commission adopted as its action the Further Initial Decision of Administrative Law Judge Michael A. Nemeč, dated February 15, 1983, modifying Ordering Paragraph 6(a) of the Commission's May 14, 1981 Opinion and Order by including "the painting, as needed of the concrete surfaces of the sidewalks, wingwalls and abutments that face the public thoroughfare," as a maintenance responsibility at the Fifth Street crossing. On May 26, 1983, the Application of The Baltimore and Ohio Railroad Company for Rehearing was filed.

(c) The Office of Special Assistants recommends the Commission deny the request for rehearing.

ds

---

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

CONTENT OF MOTION: Staff recommendation adopted.

DOCUMENT  
HOLDER

AUG 30 1983

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <u>REPORT DATE:</u>	: 2. <u>BUREAU AGENDA NO.</u>
September 15, 1986	:
3. <u>BUREAU:</u>	: OCT-86-SC-RS-460
Safety and Compliance	:
4. <u>SECTION(S):</u>	: 5. <u>PUBLIC MEETING DATE:</u>
Rail Safety	:
6. <u>APPROVED BY:</u>	: October 2, 1986
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-80041953	:

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

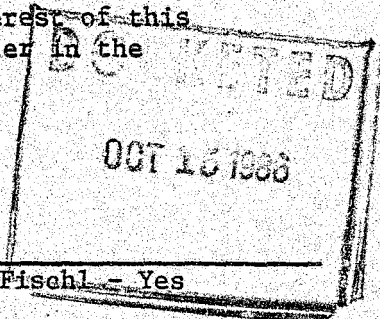
(a) Ralph D. Pratt, State Representative

v.

The Baltimore and Ohio Railroad Company, et al.

(b) By order adopted November 6, 1981, B&ORR and Ellwood City Borough were directed to complete repairs to sidewalks and curbs on the Second Street bridge and approaches. The repairs have been completed and a final inspection was held September 11, 1986. The work was determined to be satisfactory. This complaint was satisfied as to the Fifth Street crossing in 1982. The Sixth Street crossing is currently being improved under another Docket No. A-00106678. There are no costs to be approved or payments authorized.

(c) The Bureau of Safety and Compliance recommends that the Commission close the record in this proceeding. The Secretary should be instructed to notify all parties in interest of this action and to file a copy of the notification letter in the document folder.



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

CONTENT OF MOTION: Staff recommendation adopted.

