

1. REPORT DATE: March 9, 1981 : 2. BUREAU AGENDA NO.
 3. BUREAU: ALJ : MAR-81-ALJ-156
 4. SECTION(S): :
 5. PUBLIC MEETING DATE:
 6. APPROVED BY: March 27, 1981
 Chief ALJ William R. Shane :
 Director: 7-1191 :
 Supervisor: :
 7. MONITOR: Chairman Shanaman :
 8. PERSON IN CHARGE: :
 ALJ Nemec 8-645-3550 :
 9. DOCKET NO: :
 C-80041953 :

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

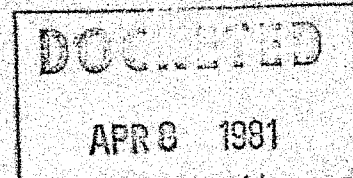
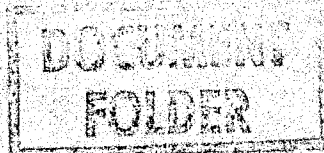
- (a) Ralph D. Pratt, State Representative vs. The Baltimore and Ohio Railroad Co.
 (b) State Representative Pratt initiated the present case by formal complaint, docketed April 8, 1980. Representative Pratt complained with regard to the safety and adequacy of three rail/highway crossings within the Borough of Ellwood City; the Second Street overpass, the Fifth Street underpass, and the Sixth Street crossing at grade. Hearing held.
 (c) January 22, 1981 Judge Nemec issued a decision assigning costs and work maintenance as set forth in the ordering paragraphs.

Exceptions filed by: Commission Staff, February 27, 1981; The Baltimore and Ohio Railroad Company, February 27, 1981; The Pittsburgh and Lake Erie Railroad Co., March 2, 1981; and State Representative Ralph D. Pratt, March 5, 1981.

THIS CASE IS TO BE ASSIGNED TO THE BUREAU OF RAIL TRANSPORTATION TO MONITOR THIS PROCEEDING DURING THE CONSTRUCTION PHASE AND TO SUMMARIZE FINAL CONSTRUCTION COSTS

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

CONTENT OF MOTION: Postponement to April 3, 1981 for further review of the record.



1. <u>REPORT DATE:</u>	March 9, 1981	:	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	ALJ	:	MAR-81-ALJ-156	
4. <u>SECTION(S):</u>		:	5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>		:	April 3, 1981	
Chief ALJ,	William R. Shane	:		
Director:	7-1191	:		
Supervisor:		:		
7. <u>MONITOR:</u>	Chairman Shanaman	:		
8. <u>PERSON IN CHARGE:</u>		:		
ALJ Nemec	8-645-3550	:		
9. <u>DOCKET NO:</u>	C-80041953	:		

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

CONTENT OF MOTION: That the Exceptions of Complainant be granted; that Paragraph 10 of the order be deleted and substitute the following paragraph:

10. That B & O Railroad and Pittsburgh and Lake Erie Railroad provide this Commission with plans to improve the Sixth Street crossing within 90 days after this Order becomes final followed by the actual improvement work by both Respondents within 90 days of Commission approval of the plans.;

and that the Office of Special Assistants prepare the necessary order

1. <u>REPORT DATE:</u>	:	2. <u>BUREAU AGENDA NO.</u>
July 30, 1981	:	
3. <u>BUREAU:</u>	:	AUG-81-TR-277R
Rail Transportation	:	
4. <u>SECTION(S):</u>	:	5. <u>PUBLIC MEETING DATE:</u>
	:	
6. <u>APPROVED BY:</u>	:	August 14, 1981
	:	
Director: Peteritas 3-5941	:	
Supervisor:	:	
7. <u>MONITOR:</u>	:	
Chairman Shanaman	:	
8. <u>PERSON IN CHARGE:</u>	:	
Huff 7-2153	:	
9. <u>DOCKET NO:</u>	:	
G-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) Borough of Ellwood City, in compliance with the Commission's order adopted April 3, 1981, has submitted Plan 8116 for the replacement of the easterly sidewalk on Fifth Street where said street crosses, below grade, the tracks of The B & O Railroad Company.

(c) The Bureau of Rail Transportation recommends the approval of the aforesaid plan, consisting of one sheet, revised to show, in the plan view, that the name of the Street is Fifth Street, in lieu of 2nd Street.

WWH:a

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

CONTENT OF MOTION: Staff recommendation adopted.

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DOCKETED
AUG 20 1981

