

PUC-77

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Uniform Cover and Calendar Sheets

1. <u>REPORT DATE:</u>	September 9, 1988	2. <u>BUREAU AGENDA NO.</u>	
3. <u>BUREAU:</u>	Safety & Compliance		SEP-88-SC-RS-363*
4. <u>SECTION</u>	Rail Safety	5. <u>PUBLIC MEETING DATE:</u>	
6. <u>APPROVED BY:</u>			September 29, 1988
Director:	Nicely 3-3846		
Supervisor:	Hart 7-9732		
7. <u>MONITOR:</u>			
8. <u>PERSON IN CHARGE:</u>	Fleisher 7-5936		
9. <u>DOCKET NO.:</u>	C-861119		

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

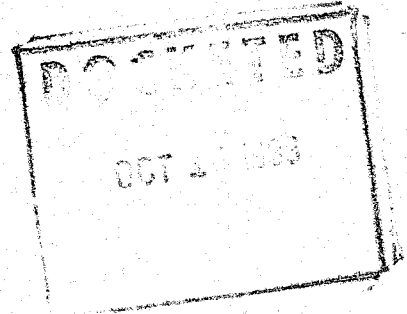
(a) Moscow Borough Council

v.
City of Scranton, Lackawanna County and
Pennsylvania Department of Transportation

(b) Complaint filed December 9, 1986. Hearing held May 14, 1987. Order adopted October 22, 1987, directed City of Scranton to perform a study and submit a report. City submitted a petition on June 27, 1988 requesting a 30 day extension of time to submit the ordered report. City submitted the ordered report August 29, 1988.

(c) It is recommended that the Commission adopt an order that denies the petition since it is moot.

DRF:11



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

CONTENT OF MOTION: Staff recommendation adopted.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P. O. BOX 3265, HARRISBURG, Pa. 17120

October 4, 1988

IN REPLY PLEASE
REFER TO OUR FILE

C-861119

James J. Walker, Solicitor
Borough of Moscow
Suite 631-635 Connell Building
Scranton, PA 18503

DOCKETED

OCT 6 - 1988

Moscow Borough Council
v.
City of Scranton
Lackawann County
Pennsylvania Department of Transportation

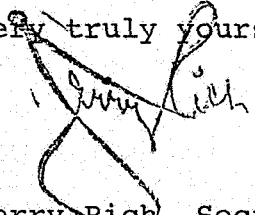
DOCUMENT
FOLDER

To Whom It May Concern:

This is to advise you that an Order has been adopted
by the Commission in public meeting held September 29, 1988.

An Executed Order has been enclosed for your records.

Very truly yours,


Jerry Rich, Secretary

1g
Encls.
Cert. Mail
Bureau of S & C

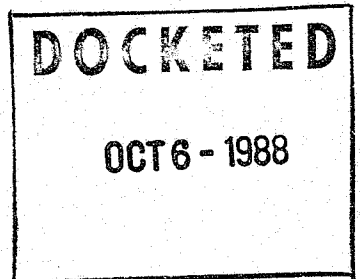
Similar letter to: See attached list.

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17120

Public Meeting held September 29, 1988

Commissioners Present:

Bill Shane, Chairman
William H. Smith, Vice-Chairman
Linda C. Taliaferro
Joseph Rhodes, Jr.
Frank Fischl

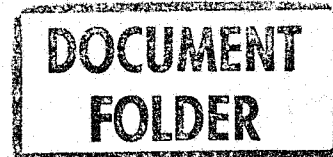


Moscow Borough Council

C-861119

v.

City of Scranton, Lackawanna
County and Pennsylvania
Department of Transportation



O R D E R

BY THE COMMISSION:

This matter is before us by reason of a petition filed by City of Scranton on June 27, 1988. The Petitioner requests this Commission to grant an extension of thirty (30) days time within which to submit a report of a preliminary technical study of the involved bridge.

In Paragraph 4 of the order adopted October 22, 1987 (entered October 26, 1987) as modified by the order adopted June 9, 1988 (entered June 15, 1988), City of Scranton was ordered to submit the aforementioned report on or before June 27, 1988.

In the petition it is averred that the report can not be submitted by the due date because the consulting engineering firm preparing the report has not completed all of the necessary field work, in particular obtaining core borings of the concrete structure.

City of Scranton has submitted the ordered report on August 29, 1988. As a result, the petition is moot and a hearing should be scheduled.

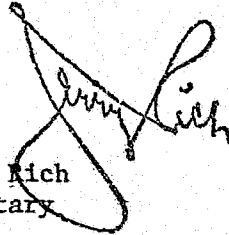
Upon full consideration of the matters involved, the petition may be denied without any effect and we shall so order; THEREFORE,

IT IS ORDERED:

1. That the petition filed by City of Scranton on June 27, 1988, be and is hereby denied.

2. That this proceeding be scheduled for hearing to consider City of Scranton's Report.

BY THE COMMISSION,

A handwritten signature in black ink, appearing to read "Jerry Rich", written over a large, loopy scribble.

Jerry Rich
Secretary

(SEAL)

ORDER ADOPTED: September 29, 1988

ORDER ENTERED: OCT 04 1988