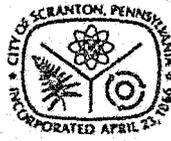


City of Scranton

Pennsylvania



Office of the City Solicitor

Municipal Building
340 North Washington Avenue
Scranton, Pennsylvania 18503
(717) 348-4105

December 14, 1989

Mr. Jerry Rich, Secretary
Pennsylvania Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

RECEIVED

DEC 14 1989

**SECRETARY'S OFFICE
Public Utility Commission**

Re: Moscow Borough Bridge
Docket No. C-861119
Our File No. 7192

Dear Secretary Rich:

Enclosed for filing, please find the City of Scranton's original and nine (9) copies of the Petition for Extension of Time in the above-captioned matter.

If you have any questions please do not hesitate to contact my Office.

Very truly yours,

CARLENE R. GALLO, ESQ.
First Assistant City Solicitor

CRG:mab

encls.

**DOCUMENT
FOLDER**

3. This Respondent brought a Complaint against the City of Scranton alleging that the Moscow Borough Bridge, which carried Steamtown Rail Cars over Market Street, was in dangerous disrepair and demanding that the City of Scranton be ordered to make repairs.

4. A hearing on the Complaint referred to in Paragraph 3 was held on March 28, 1989 before Administrative Law Judge Richard Lovenwirth.

5. An Order was entered by the Commission on November 15, 1989 which ordered that the City of Scranton within thirty days after entry of the Order, construct a wooden shield over the walkway area underneath the deck of the bridge and, within 45 days of entry of the Order, do any needed repairs to protect the well being of the traveling public.

6. The Engineer for the City of Scranton has examined the bridge and determined by what specifications said wooden shield should be built and has had contractors submitting proposals as required by the Home Rule Charter of the City of Scranton.

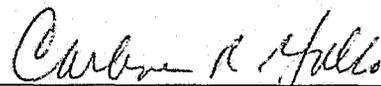
7. The City of Scranton is attempting in good faith to comply with the specifics of the November 15, 1989 Order but it cannot get the wooden shield completed by December 15, 1989, and it is not certain it can complete any other necessary repairs by December 30, 1989.

8. The City will continue to diligently pursue the project of getting the shield completed but due to the uncertainty of certain factors, such as weather conditions, the City requests that it be given until January 15, 1990 to complete the wooden shield and until January 30, 1990 to complete the necessary repairs to protect the well being of the traveling public.

9. The extension will not cause harm to Moscow Borough due to the fact that as set forth in Paragraph 7 of the Order, no trains will be utilizing the tracks.

WHEREFORE, the City of Scranton hereby requests the Public Utility Commission to grant an extension of 30 days time, as more fully explained in Paragraph 8 of this Petition, within which to complete the wooden shield and necessary repairs to protect the traveling public.

Respectfully submitted,



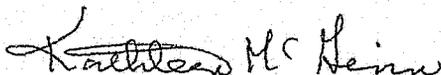
CARLENE R. GALLO, ESQUIRE
First Assistant City Solicitor
Municipal Building
340 North Washington Avenue
Scranton, Pa. 18503
(717) 348-4105

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF LACKAWANNA :

I, John J. Luciani, City Engineer for the City of Scranton, being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition for Extension of Time are true and correct to the best of my knowledge, information and belief.


JOHN J. LUCIANI
City Engineer

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 14th
DAY OF December, 1989.


Notary Public

NOTARIAL SEAL
KATHLEEN MCGINN, Notary Public
Scranton, Lackawanna County
My Commission Expires JULY 5, 1993

CERTIFICATE OF SERVICE

I, CARLENE R. GALLO, ESQ., First Assistant City Solicitor for the City of Scranton do hereby certify that a true and correct copy of the foregoing Petition For Extension of Time has been forwarded to the following:

BY FEDERAL EXPRESS MAIL

Mr. Jerry Rich, Secretary
Pennsylvania Utility Commission
P.O. Box 3265
Harrisburg, PA 17120

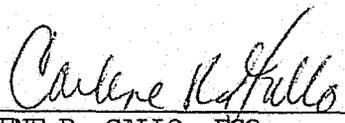
BY U.S. POSTAL SERVICE - FIRST CLASS MAIL

Thomas P. Cummings, Esq.
200 Adams Avenue
Scranton, PA 18503

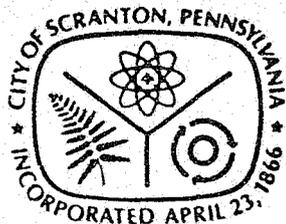
James J. Walker, Esq.
Suite 631-635 Connell Building
Scranton, PA 18503

Christel L. Ertel-Kahlbaugh, Esq.
Pennsylvania Department of Transportation
Office of Chief Counsel
513 Transportation and Safety Building
Harrisburg, Pennsylvania 17120

DATE: December 14, 1989



CARLENE R. GALLO, ESQ.
First Assistant City Solicitor



City of Scranton

Bureau of Engineering
Phone 348-4191



RECEIVED

JAN 22 1990

**SECRETARY'S OFFICE
Public Utility Commission**

January 16, 1990

Mr. Jerry Rich
Secretary of Pa. PUC
P.O. Box 3265
Harrisburg, Pa. 17120
Docket # C-861119

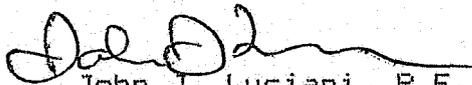
Dear Mr. Rich;

Recently I spoke with Mr. Don Fleisher of the PUC, regarding the order to construct a temporary shield at the Moscow Bridge.

The shield was bid out and constructed. The supports are suspended from the underside of the structure to prevent vehicles from hitting them. The work was completed a few weeks ago. I have inspected it and feel it complies with the PUC order.

Should you have any questions, please call me at 348-4191.

Sincerely,


John J. Luciani, P.E.
City Engineer

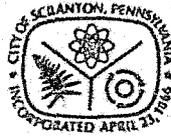
JJL/eb

CC: Mayor
Dir. DFW
Solicitor
Controller

RECEIVED
JAN 31 1990

City of Scranton

Pennsylvania



Office of the City Solicitor

Municipal Building
340 North Washington Avenue
Scranton, Pennsylvania 18503
(717) 348-4105

January 17, 1990

RECEIVED

JAN 22 1990

**SECRETARY'S OFFICE
Public Utility Commission**

Mr. Jerry Rich, Secretary
Pennsylvania Utility Commission
P. O. Box 3265
Harrisburg, Pa. 17120

**RE: Moscow Borough Bridge
Docket No. C-861119
Our File No. 7192**

Dear Secretary Rich:

Enclosed please find the original Withdrawal of Appearance for Carlene r. Gallo, Esquire and the Entry of Appearance for myself to be filed with regard to the above captioned matter.

Very truly yours,

A. Leigh Redmon

**A. LEIGH REDMON, ESQUIRE
First Assistant City Solicitor**

ALR/kmg

Enclosure

