



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

August 25, 2021

**Via Electronic Mail**

Conrad A. Johnson, Administrative Law Judge  
Office of the Administrative Law Judge  
Pennsylvania Public Utility Commission  
400 North Street 2nd FL  
Harrisburg, PA 17120  
[cojohnson@pa.gov](mailto:cojohnson@pa.gov)

**RE: A-2020-3020667**

Dear Judge Conrad,

Enclosed please find the Department's *Rebuttal Testimony of Michael Adams and Philip Mutunga* in the above-captioned matter.

I hereby certify that a copy has been sent to all parties of record as indicated by the Certificate of Service.

Very truly yours,

A handwritten signature in blue ink that reads "Jennifer Brown-Sweeney".

Jennifer Brown-Sweeney  
Assistant Counsel

cc: Rosemary Chiavetta, Secretary (Cover Letter and Certificate of Service Only – via efile)  
Parties of Record per Certificate of Service  
Nicholas Miskanic, Legal Assistant (email)  
Mark Chappell, P.E., Chief, Highway Delivery Division (email)  
Gregory J. Vaughn, Grade Crossing Engineer, Central Office, KCB 7th Floor (email)  
Philip Mutunga, P.E., District Grade Crossing Engineer, District 11-0 (email)  
Michael Adams, District Maintenance Operations Engineer, District 11-0 (email)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of PENNDOT for approval to : Docket No. A-2020-3020667**  
**install new protective fence on the structure :**  
**where State Route 3194 crosses the tracks of : Electronically Filed**  
**CSX Transportation Inc (DOT # 584 825 U), :**  
**Norfolk Southern Railway Company (DOT # :**  
**507 455 K), and the Pittsburgh and Ohio :**  
**Central Railroad Company in the City of :**  
**Pittsburgh, Stowe Township and McKees :**  
**Rocks Borough, Allegheny County. :**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below by electronic mail pursuant to the Emergency Order at Docket Number M-2020-3019262:

Benjamin C. Dunlap Jr., Esquire  
Nauman Smith Shissler & Hall  
200 North Third Street  
18th Floor  
P.O. Box 840  
Harrisburg, PA 17108  
[bdunlapjr@nssh.com](mailto:bdunlapjr@nssh.com)


Megan M Turnbull Esquire  
McKees Rocks Borough Solicitor  
Weiss Burkardt Kramer LLC  
445 Fort Pitt Blvd Ste 503  
Pittsburgh PA 15218  
412-391-9890  
[mturnbull@wbklegal.com](mailto:mturnbull@wbklegal.com)

Mike Gable Director  
Dept Public Works City of Pittsburgh  
Room 301 City County Building  
414 Grant Street 3rd Fl  
Pittsburgh, PA15219  
[mike.gable@pittsburghpa.gov](mailto:mike.gable@pittsburghpa.gov)

Kayla Rost, Esq.  
Public Utility Commission  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120  
[karost@pa.gov](mailto:karost@pa.gov)

Nicholas Martini  
Stowe Township  
555 Broadway Avenue  
McKees Rocks, PA 15136  
[nmartinistowetownship@gmail.com](mailto:nmartinistowetownship@gmail.com)

Respectfully submitted,  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

  
Iber Guerrero Lopez, Legal Assistant to  
Jennifer Brown-Sweeney  
Assistant Counsel  
Office of Chief Counsel  
P.O. Box 8212  
Harrisburg, PA 17105-8212  
Telephone No.: 717/787-3128  
Fax No.: 717/772-2741

DATED: August 25, 2021