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December 23, 2021

**VIA ELECTRONIC FILING**


Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P. O. Box 3265  
Harrisburg, PA 17105-3265

**RE: Bridge structure where State Route 1025 crosses over a single track of Delaware and Hudson Railway Company, Inc. (264 293 K) in Nicholson Borough, Wyoming County / Docket No.: M-2013-2364201**

**Investigation upon the Commission's own motion to determine the condition and disposition of six (6) existing structures carrying various highways above the grade of the tracks of the Canadian Pacific Railroad in Great Bend Township, New Milford Township, Brooklyn Township, Hop Bottom Borough, Lathrop Township, Susquehanna County and Benton Township, Lackawanna County  
Docket No.: I-2015-2472242**

Dear Secretary Chiavetta:

Enclosed for filing please find Norfolk Southern's Petition for Further Extension of Time in the above-referenced matters. As indicated by the enclosed Certificate of Service, I hereby certify that a copy has been sent to all parties.

Sincerely yours,  
  
Benjamin C. Dunlap, Jr.

BCDjr/io  
Enclosures  
cc: All Parties of Record (with enclosures)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge Structure where State Route 1025 crosses over a single track of Delaware and Hudson Railway Company, Inc (264 293 K) in Nicholson Borough, Wyoming County	:	M-2013-2364201
	:	ELECTRONICALLY FILED
Investigation upon the Commission's own motion to determine the condition and disposition of six (6) existing structures carrying various highways above the grade of the tracks of the Canadian Pacific Railroad in Great Bend Township, New Milford Township, Brooklyn Township, Hop Bottom Borough, Lathrop Township, Susquehanna County, and Benton Township, Lackawanna County	:	I-2015-2472242
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**PETITION FOR FURTHER EXTENSION OF TIME**

Norfolk Southern Railway Company (“Norfolk Southern”), by and through its attorneys, NAUMAN, SMITH, SHISSLER & HALL, LLP, files this Petition for Further Extension of Time to perform the work ordered in the above-referenced proceedings, pursuant to 52 Pa. Code §1.15(a)(1), based upon the following:

1. The February 28, 2019, Secretarial Letter in the above-referenced dockets ordered Norfolk Southern to do all work necessary to repair the SR 1025 bridge at crossing 264 293 K, within twelve (12) months from the date that the Pennsylvania Public Utility Commission (“PUC” or “Commission”) approved the submitted repair plans.

2. Following the filing and granting of a Petition for Reconsideration by the Pennsylvania Department of Transportation (“PennDOT”), Norfolk Southern submitted its repair plans on March 17, 2020, and by Secretarial Letter dated July 14, 2020, they were approved.

3. Due to further degradation of the spandrel walls discovered during the repair work and necessary plan revisions, Norfolk Southern received a first extension of time for the SR 1025 work in the Secretarial Letter issued on September 1, 2021. In that letter it was ordered that all work be completed by December 31, 2021.

4. The spandrel arch and barrier walls will be completed by the current deadline. However, the barrier fence will not be installed until about the third week in January, due to fabrication delays. Furthermore, the roadway cannot be paved until asphalt plants reopen in the Spring.

5. In order to reopen the roadway as soon as possible, Norfolk Southern plans to install 2A modified stone at full depth for temporary paving prior to the delivery of the barrier fence, so that the roadway can be reopened as soon as the barrier fence is installed. Norfolk Southern would also install signage per PennDOT requirements to make the public aware the roadway is not paved and to use caution.

6. Norfolk Southern will then pave the roadway with asphalt as soon as possible after the plants reopen in Spring 2022.

7. PennDOT has informed Norfolk Southern that Norfolk Southern's proposal is acceptable, as long as its specifications and requirements are met, so that the roadway can be reopened as soon as possible.

8. Norfolk Southern therefore requests that the Commission grant an extension of time to January 31, 2022, to reopen the road with a temporary surface and June 30, 2022, for it to pave over the temporary surface with asphalt.

9. Norfolk Southern therefore requests that Ordering Paragraph 1 of the Secretarial Letter issued September 1, 2021, be modified as follows:

That Norfolk Southern Railway Company, at its sole cost and expense, shall furnish all materials and do all work necessary to repair the SR 1025 bridge in accordance with the approved plans. The reopening of the road with a temporary surface of 2A modified stone shall be performed as soon as the barrier fence is completed, on or before January 31, 2022. Further, the paving of the temporary road at the subject crossing shall be completed on or before June 30, 2022, and that on or before said date, Norfolk Southern Railway Company shall report in writing the date of actual completion of the work to this Commission and all parties of interest.

WHEREFORE, Norfolk Southern Railway Company respectfully requests that it be granted an extension of time until the barrier fence is installed on or before January 31, 2022, to reopen the roadway with a temporary surface and until June 30, 2022, to pave the roadway with asphalt at the subject crossing, thus completing the repairs to the SR 1025 crossing.

Respectfully submitted,

NAUMAN, SMITH, SHISSLER & HALL, LLP

By: 

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Attorney for Norfolk Southern

Date: December 23, 2021

**VERIFICATION**

I, Christopher P. Cawley, Regional Engineer Structures of Norfolk Southern Railway Company, hereby state that the facts set forth in the attached *Petition for Further Extension of Time* in the forementioned matters are true and correct to the best of my knowledge, information and belief. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. §4904 (relating to unsworn falsification to authorities).



\_\_\_\_\_  
Christopher P. Cawley

Dated: December 22, 2021

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge Structure where State Route 1025 crosses over a single track of Delaware and Hudson Railway Company, Inc (264 293 K) in Nicholson Borough, Wyoming County	: M-2013-2364201
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	: ELECTRONICALLY FILED

**CERTIFICATE OF SERVICE**

I hereby certify that I served one (1) copy of *Norfolk Southern Railway Company's Petition for Further Extension of Time* in the above-referenced matters, this day by electronic mail, and

U.S. Mail, where indicated, addressed to:

**Via Electronic Mail**

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/s/Lori A. Wyman  
Lori A. Wyman, Legal Assistant to  
Benjamin C. Dunlap Jr., Esquire

Date: December 23, 2021