**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Knox Township :

:

v. : C-2019-3009358

:

Buffalo & Pittsburgh Railroad Inc. :

**INTERIM ORDER**

**MEMORIALIZING THE STRIKING OF WRITTEN TESTIMONY**

An evidentiary hearing was conducted in the above-captioned matter on Wednesday, January 25, 2022. Counsel for Knox Township, Buffalo and Pittsburgh Railroad (BPRR), the Bureau of Investigation and Enforcement, and Pennsylvania Department of Transportation (PennDOT) appeared and participated. Counsel for Jefferson County appeared and monitored the proceeding. BIE moved for the admission of the written direct testimony of William M. Sinick, P.E., C.B.S.I. which was marked as I&E Statement 1. BPRR moved to strike portions of Mr. Sinick’s testimony, which was granted as set forth below. I&E St. 1 was otherwise admitted into the record. This order memorialized my ruling and provides instructions for providing the testimony to the court reporter.

THEREFORE

IT IS ORDERED:

1. That the motion to strike the following testimony is granted:

Page 4, lines 7-19

Page 8, line 16, beginning with “The removal . . .” and ending on line 19, concluding with “. . .to the bridge.”

Page 9, lines 3 -10.

2. That counsel for I&E shall produce a copy of I&E St. 1 which redlines the stricken testimony.

3. That all written testimony and exhibits which were admitted into the record shall be uploaded to the Sharepoint site created for this matter on or before **noon on Friday, January 28, 2022.**

4. That counsel shall email me verifying that written testimony and exhibits have been uploaded to the Sharepoint site. Thereafter these materials will be provided to the court reporter.

5. That a briefing order shall be issued upon receipt of the transcript which sets for the deadlines and instructions for the filing of briefs.

Date: January 26, 2022 /s/

Mary D. Long

Administrative Law Judge

**C-2019-3009358 - KNOX TOWNSHIP V. BUFFALO & PITTSBURGH RAILROAD INC.**

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