



Benjamin C. Dunlap, Jr., Esquire    bdunlapjr@nssh.com    (717) 236-3010, Ext. 121

June 22, 2022

**Via Electronic Filing**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

**Re:    Application of the Department of Transportation of the Commonwealth of Pennsylvania for approval to remove and replace on a new alignment the existing overhead bridge where State Route 1060, Section A20 crosses over the tracks of Norfolk Southern Railway Company (DOT No. 545 164 X) in Bell Township, Westmoreland County and Kiskiminetas Township, Armstrong County, and the allocation of costs incident thereto.  
Docket No. A-2021-3024204**

Dear Secretary Chiavetta:

Norfolk Southern Railway Company (“Norfolk Southern”), by and through its counsel, Nauman, Smith, Shissler & Hall, LLP, hereby objects to the acquisition of right-of-way by the Pennsylvania Department of Transportation (“PennDOT”) in the above-referenced matter. PennDOT’s right-of-way plans were submitted to the Commission for approval on June 2, 2022.

The basis of Norfolk Southern’s objection is that it does not yet have a fully executed construction agreement with PennDOT. Norfolk Southern agrees to work with PennDOT to resolve the real estate matter once a construction agreement has been fully executed.

Thank you.

Sincerely yours,

Benjamin C. Dunlap, Jr.

BCDjr/law  
Enclosure

cc:    All Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of the Department of Transportation of :  
the Commonwealth of Pennsylvania for approval to : **Docket No.: A-2021-3024204**  
remove and replace on a new alignment the existing :  
overhead bridge where State Route 1060, Section :  
A20 crosses over the tracks of Norfolk Southern :  
Railway Company (DOT No. 545 164 X) in Bell :  
Township, Westmoreland County and Kiskiminetas :  
Township, Armstrong County and the allocation of : **ELECTRONICALLY FILED**  
costs incident thereto. :

**CERTIFICATE OF SERVICE**

I hereby certify that I served one (1) copy of the attached Letter of Objection in the above-referenced matter, this day, upon the parties listed below via electronic mail as indicated below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party):

James Webb  
Armstrong County  
Courthouse Administration Building  
Attention: Board of Commissioners  
450 East Market Street  
Kittanning, PA 16201  
[secretary@co.armstrong.pa.us](mailto:secretary@co.armstrong.pa.us)

Angela Duffner  
Bell Township  
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[belltwpsup@yahoo.com](mailto:belltwpsup@yahoo.com)

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Engineering District 12-0  
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[tryczek@pa.gov](mailto:tryczek@pa.gov)

June 22, 2022

*/s/Lori Wyman*

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