



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

March 29, 2023

**Via Electronic Filing**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street 2nd FL  
Harrisburg, PA 17120

**RE: A-2021-3024998**

Dear Secretary Chiavetta,

Enclosed for electronic filing please find a *Petition for Extension of Time* on behalf of the Department 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, appearing to read "Eric W. White".

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Eric W. White  
Assistant Counsel

cc: Parties of Record  
Mark Chappell, P.E., Chief, Highway Delivery Division (Email)  
Daniel D. Leonard, P.E., Grade Crossing Engineer, Central Office (Email)  
David J. Wachob, District Grade Crossing Engineer, District 2-0 (Email)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of the Department of Transportation of :  
the Commonwealth of Pennsylvania for approval to :  
alter the public at-grade crossing (DOT 506 378 J) :     Docket No. A-2021-3024998  
by the installation of new active traffic control :  
devices on Struble Road (T-380) and upgrading the :  
highway traffic signals at the intersection of Struble :     Electronically Filed  
Road and College Avenue (State Route 0026) with :  
railroad preemption where Struble Road, crosses a :  
track of the SEDA-COG Joint Rail Authority, :  
operated thereon by Nittany and Bald Eagle :  
Railroad, in College Township, Centre County all in :  
accordance with the Federal Grade Crossing :  
Program and the allocation of costs incident thereof. :  
:**

**PETITION FOR EXTENSION OF TIME**

AND NOW, comes the Commonwealth of Pennsylvania, Department of Transportation, (“Department”), by and through its counsel, Eric W. White, and offers the following in support of its Petition for Extension of Time, pursuant to 52 Pa. Code § 5.41, in the above referenced matter and states as follows:

1. The name and address of Petitioner is:

Commonwealth of Pennsylvania  
Department of Transportation  
Bureau of Project Delivery  
P.O. Box 3362  
Harrisburg, Pennsylvania 17105-3362

2. The name and address of Counsel for the Petitioner is:

Eric W. White, Esquire  
Commonwealth of Pennsylvania  
Department of Transportation  
Office of Chief Counsel  
P.O. Box 8212  
Harrisburg, Pennsylvania 17105-8212  
[ewwhite@pa.gov](mailto:ewwhite@pa.gov)

3. On April 5, 2021, the Department filed an Application seeking approval for SEDA-COG Joint Rail Authority to alter the public at grade crossing by the upgrade of active traffic control devices including circuitry and preemption where Township Road 380, Struble Road, crosses the railroad at railroad milepost 041.52, pursuant to the Federal Grade Crossing Program.
4. By Secretarial Letter dated June 23, 2021, the Public Utility Commission (“Commission”) approved the Application and directed that “[a]ll work necessary to complete the alteration of the subject crossing be done in a manner satisfactory to this Commission on or before December 31, 2022 ...”.
5. The Department requires more time to complete the project due to unforeseen delays.
6. Specifically, the location of the railroad warning light mast necessitated relocation of nearby traffic signals.
7. Further, the intersection required traffic signals and pedestrian warning device upgrades due to signal timing and railroad preemption.
8. Preliminary engineering has begun for the traffic signal work, but the additional engineering has added to the anticipated initial timeline.
9. Finally, the project requires new mast arms and the Department has been advised to expect six (6) or more months lead time for that item to be delivered.
10. As such, the Department respectfully requests an extension of time from the December 31, 2022 date contained in the Secretarial Letter dated June 23, 2021, as follows with the requested modification being indicated by bold and italics:
  16. All work necessary to complete the alteration of the subject crossing

be done in a manner satisfactory to this Commission on or before ~~December 31, 2022~~ **June 30, 2025** and that on or before said date, Pennsylvania Department of Transportation report the date of actual completion of the work.

**WHEREFORE**, the Department of Transportation respectfully requests that the Public Utility Commission Secretarial Letter dated June 23, 2021, be modified consistent with this Petition.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION



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Eric W. White, Esquire  
Attorney I.D. 317171  
Assistant Counsel  
Commonwealth of Pennsylvania  
Department of Transportation  
Office of Chief Counsel  
P.O. Box 8212  
Harrisburg, PA 17105-8212  
Telephone No. (717) 787-3128  
Fax Number (717) 772-2741  
ewwhite@pa.gov

DATED: March 29, 2023

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Application of the Department of Transportation</b>	<b>:</b>	
<b>of the Commonwealth of Pennsylvania for</b>	<b>:</b>	
<b>approval to alter the public at-grade crossing</b>	<b>:</b>	<b>Docket No. A-2021-3024998</b>
<b>(DOT 506 378 J) by the installation of new active</b>	<b>:</b>	
<b>traffic control devices on Struble Road (T-380) and</b>	<b>:</b>	
<b>upgrading the highway traffic signals at the</b>	<b>:</b>	<b>Electronically Filed</b>
<b>intersection of Struble Road and College Avenue</b>	<b>:</b>	
<b>(State Route 0026) with railroad preemption where</b>	<b>:</b>	
<b>Struble Road, crosses a track of the SEDA-COG</b>	<b>:</b>	
<b>Joint Rail Authority, operated thereon by Nittany</b>	<b>:</b>	
<b>and Bald Eagle Railroad, in College Township,</b>	<b>:</b>	
<b>Centre County all in accordance with the Federal</b>	<b>:</b>	
<b>Grade Crossing Program and the allocation of</b>	<b>:</b>	
<b>costs incident thereof.</b>	<b>:</b>	

**VERIFICATION**

I, David J. Wachob, hereby state that the facts above set forth in this Petition are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).



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David J. Wachob  
District Grade Crossing Engineer  
Engineering District 2-0

DATED: 3/29/2023

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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track of the SEDA-COG Joint Rail Authority, :  
operated thereon by Nittany and Bald Eagle :  
Railroad, in College Township, Centre County all in :  
accordance with the Federal Grade Crossing :  
Program and the allocation of costs incident thereof. :**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of 52 Pa. Code §1.54, by:

**Electronic Mail**

Kyle Postupack, Analyst  
SEDA COG JRA  
201 Furnace Road  
Lewisburg, PA 17837  
[kpostupack@seda-cog.org](mailto:kpostupack@seda-cog.org)

**US Mail**

Adam Brumbaugh, Township Manager  
College Township  
1481 East College Avenue  
State College, PA 16801

Ruetgers-Nease Corporation  
c/o Andrew Kruczek  
2 Turner Place  
Piscataway, NJ 08854-3839

Jeb Stotter, President  
Juniata Valley Railroad  
c/o North Shore Railroad  
356 Priestly Avenue  
Northumberland, PA 17857

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Comcast Cable  
250 Reese Road  
State College, PA 16801

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Verizon PA LLC  
250 South Allen Street  
State College, PA 16801

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Columbia Gas of PA Inc.  
1600 Colony Road  
York, PA 17408-4357

Margaret Gray, Chief Clerk  
Center County Commissioners  
Room 151, Willowbank Office Building  
420 Holmes Street  
Bellefonte, PA 16823

Mark Harter  
University Area Joint Authority  
1576 Spring Valley Road  
State College, PA 16801

Tony Weiss  
West Penn Power  
2800 East College Avenue  
State College, PA 16801

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

*/s/ Erica Smith-Simmons*

Erica Smith-Simmons, Legal Assistant to  
Eric W. White

Assistant Counsel

Office of Chief Counsel

P.O. Box 8212

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Fax No.: (717) 772-2741

DATED: March 29, 2023