



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

October 2, 2023

Via Electronic Filing

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

**RE: Application of the Department of Transportation of the Commonwealth of Pennsylvania for Approval to alter (1) Public At Grade Crossing by the installation of Z Gate at the multi-trail along State Route 4034 and (2) Public At Grade Crossings by Altering the Preemption and Timing where 8th Street and 10th Street cross the track of CSX Transportation, Inc. (DOT Nos. 918 324 S, 524 337 C, 524 335 N) in the City of Erie, Erie County, and Allocation of Costs Incentive thereto
Docket No. A-2022-3036626**

Dear Secretary Chiavetta,

Enclosed for electronic filing please find the Department's *Notice of Appearance* of Karen L. Cummings 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,

/s/ Karen L. Cummings
Karen L. Cummings
Senior Counsel

cc: Parties of Record
Mark Chappell, P.E., Chief, Highway Delivery Division (Email)
Mohammad Arghoshi, District Grade Crossing Manager, District 1-0 (Email)
Brian A. McNulty, P.E., Engineering District 1-0 (Email)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--|----------|----------------------------------|
| Application of the Department of | : | Docket No. A-2022-3036626 |
| Transportation of the Commonwealth of | : | |
| Pennsylvania for Approval to alter (1) | : | Electronically Filed |
| Public At Grade Crossing by the | : | |
| installation of Z Gate at the multi-trail | : | |
| along State Route 4034 and (2) Public At | : | |
| Grade Crossings by Altering the | : | |
| Preemption and Timing where 8th Street | : | |
| and 10th Street cross the track of CSX | : | |
| Transportation, Inc. (DOT Nos. 918 324 S, | : | |
| 524 337 C, 524 335 N) in the City of Erie, | : | |
| Erie County, and Allocation of Costs | : | |
| Incentive thereto | : | |

Notice of Appearance

Please enter the appearance of Karen L. Cummings, as Counsel on behalf of the Commonwealth of Pennsylvania, Department of Transportation, in the above-referenced action. The undersigned is authorized to accept service on behalf of the Department in this matter. All other Department of Transportation employees may be removed from the Parties of Record.

Respectfully Submitted,

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

/s/ Karen L. Cummings

Karen L. Cummings
Senior Counsel
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
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Pennsylvania Attorney I.D. 85556
kcummings@pa.gov

DATED: October 2, 2023

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| S, 524 337 C, 524 335 N) in the City of | : | |
| Erie, Erie County, and Allocation of | : | |
| Costs Incentive thereto | : | |

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:

Service by Electronic Mail

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Service by US Mail

| | |
|---|---|
| <p>Brian Shank, Chairperson Erie County, County Council Erie County Courthouse, Room 114 140 West 6th Street Erie, PA 16504 bshank@eriecounty.pa.gov</p> | <p>Chris Beyer Pennsylvania Electric Company 5404 Evans Road P.O. Box 1101 Erie, PA 16508 cbeyer@firstenergycorp.com</p> |
| <p>Craig Palmer, P.E. Erie Water Works 240 West 12th Street Erie, PA 16501 cpalmer@eriewaterworks.org</p> | <p>Daniel Banister Charter Communications Cable Television 2904 State Road Ashtabula, OH 44044 Daniel.Banister@charter.com</p> |
| <p>Eric Rodrigues Verizon North LLC 20 E. 10th Street Erie, PA 16501 Eric.rodrigues@verizon.com</p> | <p>Jason C. Fleek, Highway Utility Coordinator National Fuel Gas Distribution Corp. P.O. Box 2081 1100 State Street Erie, PA 16501 FleekJ@Natfuel.com</p> |
| <p>Jason Sayers, Assistant City Engineer City of Erie Bureau of Sewer 626 State Street, Room 400 Erie, PA 16501 jasyeres@erie.pa.us</p> | <p>Mat Kacprowicz Velocity Net Communications, Inc. P.O. Box 9008 Erie, PA 16505 Mat.kacprowicz@velocitynetwork.net</p> |
| <p>Derek Mihaly, Project Manager CSX Transportation Inc. 4 Neshaminy Interplex, Suite 205 Trevose, PA 19053</p> | <p>Liz Allen, President Erie City Council President/ Chairperson 626 State Street 104 Municipal Building Erie, PA 16501</p> |

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Is/ Erica Smith-Simmons

Erica Smith-Simmons, Legal Assistant to
Karen L. Cummings

Senior Counsel

Office of Chief Counsel

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DATED: October 2, 2023