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Oct 24, 2023

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

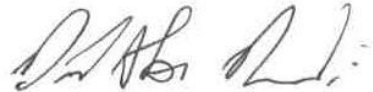
**Re: David A. Romanoski v. Commonwealth of Pennsylvania Department of  
Transportation et. al.  
Docket # T-2023-3040729**

Dear Secretary Chiavetta:

Enclosed please find Complainant's Answer to Derry Townships's Motion to Dismiss for filing in the above mentioned matter.

A copy has been served upon all parties of record.

Sincerely



David A. Romanoski

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**Before The Pennsylvania Public Commission**

DAVID A. ROMANOSKI,  
Pro Se Complainant

T-2023-3040729

v.

COMMONWEALTH OF  
PENNSYLVANIA DEPARTMENT  
OF TRANSPORTATION, et. al.  
Respondents

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**COMPLAINANT'S ANSWER TO DAUPHIN COUNTY'S MOTION TO DISMISS**

AND NOW comes the Complainant, David A. Romanoski, and files this Answer to Derry Township's (hereinafter referred to as Derry) Motion to Dismiss.

38. Paragraph #38 is a statement of incorporation in which no response is required.

39. A. (i) Agreed

39. A. (ii) Denied. The "at-grade" crossing at Swatara Station was converted into a "subway" crossing. The Retaining Wall was built to support this conversion. Therefore, the "highway-railroad" crossing between Norfolk Southern Railway Company's tracks and State Route 2018 still exist and is under PA PUC's authority.

39. A. (iii) Denied

**Certificate of Service**

And now, on the date stated below, I David A. Romanoski hereby certifies that I serve the foregoing documents by mailing such documents by U.S. First Class Mail addressed to the following people:

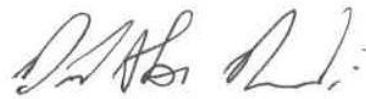
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200 North Third Street  
Harrisburg, PA 17101-1590



David A. Romanoski

Dated 10/27/2023