



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY PLEASE
REFER TO OUR FILE

October 30, 2023

RE: **David Romanoski, Complainant**
v.
Pennsylvania Department of Transportation, Respondent
Norfolk Southern Railway, Respondent
Docket Number: C-2023-3043702

On September 28, 2023, the Complainant in the above captioned case filed a formal rail complaint. The above docket number was assigned, processed, and served on the parties named in the complaint as Respondents: the Pennsylvania Department of Transportation (PennDOT), Derry Township, Dauphin County, and the Norfolk Southern Railway. All named Respondents were served with the complaint.

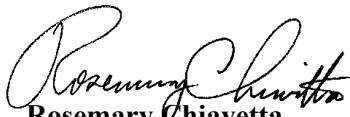
However, when the Complainant originally filed his rail complaint, he used a T docket number – T-2023-3040729. This is an incorrect docket number for the purposes of litigating the rail complaint.

Therefore, all pleadings, answers, motions, and preliminary objections, have now been transferred from the incorrect T docket to the correct docket number – C-2023-3043702. The T docket number has now been closed. Going forward, all pleadings made by active and interested parties should be filed only at the C-docket.

The matter has now been assigned to the Commission's Office of Administrative Law Judge. The Parties named in the above captioned complaint will be notified by the presiding officer regarding the scheduling of a hearing and litigation schedule of this complaint.

Additionally, the Complainant filed a complaint with the Dauphin County Court of Common Pleas. On September 13, 2023, the Complainant filed with the Court a Praecipe to Discontinue his complaint. A copy is being served with this Secretarial Letter and both will be placed on the record of the C docket.

Sincerely,


Rosemary Chiavetta
Secretary of the Commission

Enclosure – Copy of Praecipe to Discontinue

CC: All Parties of Record to C-2023-3043702 and T-2023-3040729
Director Paul Diskin, PUC Bureau of Technical Utility Services
Rodney Bender, PUC Bureau of Technical Utility Services – Rail Division
Joseph Cardinale, Esq., PUC Law Bureau
PUC Office of Administrative Law Judge