



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

January 8, 2024

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

RE: A-2019-3011890

Dear Secretary Chiavetta,

Enclosed for filing please find the Department's *Petition for Time of Extension* 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 "Caroline G. Robelen".

Caroline G. Robelen
Assistant Counsel

Cc: Parties of Record
Daniel Leonard, P.E., Utilities and Right of Way Section (*email*)
Tom Ryczek, Grade Crossing Engineer, District 12-0 (*email*)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of Department of Transportation : Docket No. A-2019-3011890
of the Commonwealth of Pennsylvania for :
approval to alter the two (2) public at-grade : Electronically Filed
crossings the installation of new warning :
devices where State Route 1041 (DOT 145 463 :
A) in Lower Tyrone Township, and where :
State Route 0819 (DOT 145 459 K) in Dawson :
Borough, cross, at grade, two (2) tracks of :
CSX Transportation Inc., in Fayette County :
all in accordance with the Federal Grade :
Crossing Program and the allocation of costs :
incident thereto.**

PETITION FOR EXTENSION OF TIME

The Commonwealth of Pennsylvania, Department of Transportation (Department), by its counsel, Caroline G. Robelen, files the following 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 the 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:

Caroline G. Robelen, Assistant Counsel
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P.O. Box 8212

Harrisburg, Pennsylvania 17105-8212

crobelen@pa.gov

3. By Secretarial Letter entered August 3, 2022, the Pennsylvania Public Utility Commission (“Commission”) directed that “All work necessary to complete the alteration of the subject crossing be done in a manner satisfactory to this Commission on or before October 31, 2023...”
4. The October 31, 2023 completion date was not met due to additional field meetings and plan revisions that were required to take place due to the unique field condition of the warning device placement at the nonstandard railroad crossing at issue.
5. On December 19, 2023, the Commission directed that the Department “submit a time extension for [Docket No. A-2019-3011890], as the completion date for all work approved in the Secretarial Letter was October 31, 2023.”
6. For the reasons stated above, the Department respectfully requests an extension of time from the October 31, 2023 date contained in the August 3, 2022 Secretarial Letter to the extended date of December 31, 2025, and that the Secretarial Letter dated August 3, 2022 be modified as follows:
 11. All work necessary to complete the alteration of the subject crossing be done in a manner satisfactory to this Commission on or before ~~October 31, 2023~~, December 31, 2025, and that on or before said date, Pennsylvania Department of Transportation report to this Commission in writing the date of actual completion of the work.

WHEREFORE, the Department of Transportation respectfully requests that the Public Utility Commission Secretarial Letter, entered on August 3, 2022 be modified consistent with this Petition.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



Caroline G. Robelen, Esq.
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
Pennsylvania Attorney I.D. Number 328743
crobelen@pa.gov

DATED: January 8, 2024

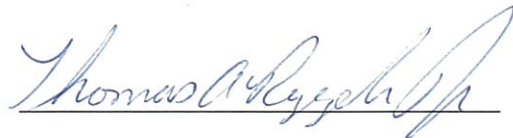
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all in accordance with the Federal Grade :
Crossing Program and the allocation of costs :
incident thereto. :**

VERIFICATION

I, Thomas Ryczek, Grade Crossing Engineer, Commonwealth of Pennsylvania, Department of Transportation, in the foregoing document, make the following statement subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsifications to authority, and do state that as the Grade Crossing Administrator for the Commonwealth of Pennsylvania, Department of Transportation, I am authorized to make this statement on behalf of the Commonwealth of Pennsylvania, Department of Transportation, and that the facts set forth in the foregoing document are true and correct to the best of my information, knowledge, and belief.

DATED: January 1, 2024



Thomas A. Ryczek Jr.

District Grade Crossing Administrator

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below by electronic mail pursuant to 52 Pa. Code §1.54:

Service by Electronic Mail

Benjamin C. Dunlap, Jr., Esquire
Nauman, Smith, Shissler & Hall, LLP
200 North Third Street, 18th Floor
Harrisburg, PA 17101
bdunlapjr@nssh.com

National Railroad Passenger Corporation
Amtrak External | Partnerships
JointProjects@amtrak.com

Service by US Mail

Ann Revak, Clerk
Fayette County
61 East Main Street
Uniontown, PA 15401
arevak@fayettepa.org

Annette Ruvo
Dawson Borough
PO Box A
Dawson, PA 15428

Don Morchesky
West Penn Power
143 West Penn Drive
Jeannette, PA 15644

Eric Teeter
Atlantic Broadband
320 Bailey Ave
Uniontown, PA 15401

Frank McLaughlin
West Penn Power Company
300 Pleasant Valley Road

Ken Martray
North Fayette County Municipal Authority
1634 University Drive

Connellsville, PA 15425

Michael Sliper
CSX Transportation, Inc.
1 Bell Crossing
Selkirk, NY 12158

Tracy Ferrington
Lower Tyrone Township
456 Banning Road
Dawson, PA 15428

P.O. Box 368
Dunbar, PA 15431

Mike Zavatchen
Columbia Gas
12 Sandstone Way
Dunbar, PA 15431

Candace N. Hager
Manager Engineering Design – Infrastructure
Amtrak
30th Street Station
5NE Box 64
Philadelphia, PA 19104
Candace.cervino@amtrak.com

Respectfully submitted,
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



Caroline G. Robelen
Assistant Counsel
Office of Chief Counsel
P.O. Box 8212
Harrisburg, PA 17105-8212
Telephone No.: 717/787-3128
Fax No.: 717/772-2741

DATED: January 8, 2024