

**COMMOWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION**

<b>BLACKWOOD, INC.</b>	:	
	:	
v.	:	<b>Docket Nos.</b> A-2008-2016324-AEL-3/14/24
	:	<b>C-20078010 and <del>A-20082016324</del></b>
<b>READING, BLUE MOUNTAIN AND NORTHERN RAILROAD COMPANY</b>	:	
	:	
	:	<b>Judge F. Joseph Brady</b>

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**STATUS REPORT**

Please allow this report to provide the Status Report of Reading, Blue Mountain and Northern Railroad Company in the above-referenced consolidated matters.

Following a more detailed review of the file since the filing of our most recent status report, counsel for the parties have conferred and have agreed that Docket No. S-1179-2008 is a Local Agency Appeal and that the scope of the review in such appeal is determined by whether a complete record was obtained during the Local Agency proceedings.

Counsel for the parties, who were not counsel of record when the Local Agency Appeal was filed or for several years thereafter, have agreed that there does not appear to be a certified record on the docket at S-1179-2008, so they are not able to confirm if a complete record is available from the Local Agency proceedings. Counsel have agreed to determine if there is a complete record from

the Local Agency, as whether a complete record is available determines the scope of the disposition of the appeal pursuant to the Rules of Administrative Practice and Procedure. If there is not a complete record from the Local Agency, counsel for the parties have agreed to confer regarding the need for additional discovery, and whether such needs to be accomplished by seeking leave of court to pursue discovery in the Local Agency Appeal at S-1179-2008, or whether the matter will be remanded to the Local Agency for further proceedings, in order to assist the Court in reviewing that matter pursuant to the applicable provisions of the Rules of Administrative Practice and Procedure relating to judicial review of a Local Agency decision.

Respectfully Submitted,

/s/ Jennifer Menichini  
Lawrence J. Moran, Jr.  
Jennifer Menichini  
Brendan N. Fitzgerald  
**Joyce, Carmody & Moran, P.C.**  
9 North Main Street, Suite 4  
Pittston, PA 18640  
Ph: (570) 602-3560  
Fax: (570) 602-3561  
Email: [ljm@joycecarmody.com](mailto:ljm@joycecarmody.com)  
[jm@joycecarmody.com](mailto:jm@joycecarmody.com)  
[bnf@joycecarmody.com](mailto:bnf@joycecarmody.com)

DATE: March 13, 2024

*Attorney for Reading Blue Mountain and  
Northern Railroad Company*

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

BLACKWOOD, INC. :  
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 : **Docket Nos.** A-2008-2016324-AEL-3/14/24  
READING, BLUE MOUNTAIN : **C-20078010 and ~~A-20082016324~~**  
AND NORTHERN RAILROAD :  
COMPANY :  
 : **Judge F. Joseph Brady**

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**CERTIFICATE OF SERVICE**

I, Jennifer Menichini, hereby certify that I have caused to be served this day a true and correct copy of the foregoing Status Report via email as follows:

Martin J. Cerullo, Esquire  
Bowe & Odorizzi Law, LLC  
450 W. Market Street  
P.O. Box 450  
Pottsville, PA 17901  
Ph: (570) 622-0767  
Fax: (570) 622-0798  
Email: [marty@boweodorizzilaw.com](mailto:marty@boweodorizzilaw.com)  
*Attorney for Blackwood, Inc.*

William C. Reiley, Esq.  
Garfield Square  
510 West Market Street  
Pottsville, PA 17901  
Via email [wcr@reileylaw.law](mailto:wcr@reileylaw.law)

Benjamin C. Dunlap, Jr., Esq.  
Nauman Smith Shissler & Hall  
200 North Third Street, 18<sup>th</sup> Floor  
P.O. Box 840  
Harrisburg, PA 17108  
Via email [bdunlapjr@nssh.com](mailto:bdunlapjr@nssh.com)  
*Attorneys for Reilly Township*

Michael L. Swindler, Esq.  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
(717) 783-6369  
Via email [mwindler@pa.gov](mailto:mwindler@pa.gov)  
*Deputy Chief Prosecutor,*  
*Public Utility Commission Bureau of Investigation and Enforcement*

Office of the County Solicitor  
Schuylkill County Courthouse  
401 North Second Street  
Pottsville, PA 17901-2528  
Via email [groth@co.schuylkill.pa.us](mailto:groth@co.schuylkill.pa.us)  
*Attorney for Schuylkill County*

Respectfully Submitted,

/s/ Jennifer Menichini  
Jennifer Menichini

DATE: March 13, 2024