



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

BUREAU OF
INVESTIGATION
&
ENFORCEMENT

May 16, 2024

Via Electronic Filing

Secretary Rosemary Chiavetta
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Bridge replacement project and assignment of future maintenance responsibilities at the public crossing (DOT 510 521 Y), where Washington Street crosses, above grade, the tracks of Norfolk Southern Railway Company, Port Authority of Allegheny County East Busway and Waverly Avenue located in the Borough of Swissvale, Allegheny County and exemptions from the minimum vertical clearance requirements of Subchapter C of 52 Pa. Code § 33.121 and the allocation of costs thereto
Docket No. A-2022-3033069
I&E Withdrawal and Entry of Appearance

Dear Secretary Chiavetta:

Enclosed for electronic filing is the **Withdrawal and Entry of Appearance** of the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission in the above-referenced matter.

Copies have been served on the parties of record in accordance with the Certificate of Service. If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads 'Garrett Rine'.

Garrett A. Rine
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney ID No. 327921
(717) 787-6150
garrine@pa.gov

GR/ac
Enclosures

cc: Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge replacement project and assignment	:	
of future maintenance responsibilities at the	:	
public crossing (DOT 510 521 Y), where	:	
Washington Street crosses, above grade,	:	
the tracks of Norfolk Southern Railway	:	
Company, Port Authority of Allegheny	:	Docket No. A-2022-3033069
County East Busway and Waverly Avenue	:	
located in the Borough of Swissvale,	:	
Allegheny County and exemptions from the	:	
minimum vertical clearance requirements	:	
of Subchapter C of 52 Pa. Code § 33.121	:	
and the allocation of costs thereto	:	

WITHDRAWAL AND ENTRY OF APPEARANCE

Please withdraw the appearance of Kayla L. Rost, Prosecutor, on behalf of the Bureau of Investigation and Enforcement, and enter the appearance of Garrett A. Rine as Prosecutor for the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission in the above-captioned proceeding.

A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Garrett A. Rine
garrine@pa.gov
PA Attorney ID No. 327921
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
(717) 787-6150



Garrett A. Rine
Prosecutor

Date: May 16, 2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge replacement project and assignment :
of future maintenance responsibilities at the :
public crossing (DOT 510 521 Y), where :
Washington Street crosses, above grade, :
the tracks of Norfolk Southern Railway :
Company, Port Authority of Allegheny : Docket No. A-2022-3033069
County East Busway and Waverly Avenue :
located in the Borough of Swissvale, :
Allegheny County and exemptions from the :
minimum vertical clearance requirements :
of Subchapter C of 52 Pa. Code § 33.121 :
and the allocation of costs thereto :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing **Withdrawal and Entry of Appearance** dated May 16, 2024, in the manner and upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Served via Electronic Mail

Jillian G. Fellows, Esq.
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P. O. Box 8212
jfellows@pa.gov

Lauren M. Burge, Esq.
Eric Zagrocki
Eckert Seamans Cherin & Mellott, LLC
600 Grant Street, 44th Floor
Pittsburgh, PA 15219
lburge@eckertseamans.com
ezagrocki@eckertseamans.com

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

Julianne Freeman, Esq.
Norfolk Southern Railway Company
650 West Peachtree Street, NW
Atlanta, GA 30308
julianne.freeman@nscorp.com

Carl R. Shultz, Esq.
Eckert Seamans Cherin & Mellott LLC
213 Market Street, 8th Floor
Harrisburg, PA 17101
cshultz@eckertseamans.com

Donald J. Smith
PennDOT
Keystone Building
400 North Street, 9th Floor
Harrisburg, PA 17105
dojsmith@pa.gov

Robert L. McTiernan, Esq.
Tucker Arensberg
1500 One PPG Place
Pittsburgh, PA 15222
rmctiernan@tuckerlaw.com

Daniel Leonard, Grade Crossing Manager
PennDOT
P.O. Box 3362
400 North Street
Harrisburg, PA 17105-3362
danleonard@pa.gov

George Janocsko, Esq.
Acting Allegheny County Solicitor
Fort Pitt Commons
445 Fort Pitt Boulevard, Suite 300
Pittsburgh, PA 15219
George.janocsko@allethenycounty.us

Philip Muntunga, Engineer
PennDOT
45 Thoms Run Road
Bridgeville, PA 15017
pmutunga@pa.gov

Caroline Robelen, Assistant Counsel
Governor's Office of General Counsel
PA Department of Transportation
P. O. Box 8212
Harrisburg, PA 17105-8212
crobelen@pa.gov

Served via Electronic and First Class Mail

Jerome Vergenes
Project Manager
Peoples Natural Gas Company
1201 Pitt Street
Pittsburgh, PA 15221-2098
jerome.p.vergenes@peoples-gas.com

Christopher Cawley
Regional Engineer Structures
Norfolk Southern Railway Co
Three Commercial Place
Norfolk, VA 23510
christopher.cawley2@nscorp.com

Dean Boyers
Verizon PA
400 International Parkway
Richardson, TX 75081
investigations@verizon.com

Port Authority of Allegheny County
345 Sixth Avenue
Pittsburgh, PA 15222
dfirko@portauthority.org

Deborah Barum
Verizon PA
102 Hay Street
Pittsburgh, PA 15221
poleconduitadmin1@verizon.com
dgcavuto@ctdi.com

Mark Chappell, PA
Chief of Utilities & ROW Section
PennDOT Bureau of Design
P. O. Box 3362
400 North Street
Harrisburg, PA 17105-3362
marchappel@pa.gov

Kyle Tessmer
Duquesne Light Co.
2825 New Beaver Avenue, Building 6
Pittsburgh, PA 15233
ktessmer@duqlight.com

Rich Fitzgerald
Allegheny County Executive
101 County Courthouse
436 Grant Street
Pittsburgh, PA 15219
rich.fitzgerald@alleghenycounty.us

Stephen Kladny
Manager of Capital Programs - Structures
Port Authority of Allegheny County
345 Sixth Avenue
Pittsburgh, PA 15222
skladny@portauthority.org

Greg Bachy
Clyde Wilhelm
Swissvale Borough
7560 Roslyn Street
Pittsburgh, PA 15218
gbachy@swissvaleborough.com
cwilhelm@swissvalefire.org

Vanessa Davis
Wilkesburg-Penn Joint Water Authority
2200 Robinson Boulevard
Wilkesburg, PA 15221
vdavis@wpjwa.com



Garrett A. Rine
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney ID No. 327921
(717) 783-6150
garrine@pa.gov