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August 12, 2024

**VIA ELECTRONIC FILING**

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

***Re: Petition of CSX Transportation, Inc. to  
Reassign Maintenance Responsibility for the  
Bridge Structure where Bort Road (T-270)  
Crosses above CSX Transportation, Inc.'s  
Tracks (DOT 524 035 A) in North East  
Township, Erie County  
Docket No. P-2015-2465847***

Dear Secretary Chiavetta:

Enclosed please find a Motion to Continue Hearing for filing in the above-referenced matter. A copy has been served upon all interested parties of record. Thank you.

Sincerely yours,

Benjamin C. Dunlap, Jr.

BCD:klg  
Enclosure  
cc: All Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PETITION OF CSX TRANSPORTATION, :  
INC. TO REASSIGN MAINTENANCE :  
RESPONSIBILITY FOR THE BRIDGE : P-2015-2465847  
STRUCTURE WHERE BORT ROAD (T-270) :  
CROSSES ABOVE CSX TRANSPORTATION, : Filed Electronically  
INC.'S TRACKS (DOT 524 035 A) IN NORTH :  
EAST TOWNSHIP, ERIE COUNTY :**

**MOTION TO CONTINUE HEARING**

CSX Transportation, Inc. (“CSXT”), by and through its undersigned counsel, hereby files this Motion to Continue the telephonic hearing currently scheduled in the above matter for August 20 and 21, 2024, based upon the following:

1. Following the submission of direct testimony by the parties on July 12, 2024, CSXT and North East Township had some initial discussions regarding a potential resolution of this matter.
2. As a means of further informing those discussions, CSXT has volunteered to conduct a further engineering examination of the current condition of the bridge. The purpose of this examination would be to determine what work could be done to the bridge at this time to further extend its useful life, at what cost and how much additional use of the bridge would be provided.
3. Even if the study does not result in a settlement, it may provide additional useful information for consideration by the Commission in determining a proper disposition of the crossing.
4. CSXT therefore requests a 120-day continuance of the current telephonic hearings scheduled for August 20 and 21, 2024, be provided to conduct the study and for the parties to

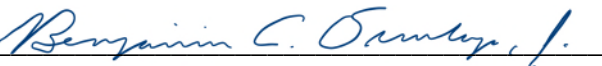
consider its implications for a potential agreed-upon resolution.

5. Counsel for the Township, PennDOT and the County are all in agreement with a continuance of the hearing for this purpose.

WHEREFORE, CSXT respectfully requests that the hearing scheduled for August 20 and 21, 2024, be continued for a period of 120 days for the reasons stated above.

Respectfully submitted,

**COHEN, SEGLIAS, PALLAS,  
GREENHALL & FURMAN, PC**

By:   
**Benjamin C. Dunlap, Jr., Esquire**  
Supreme Court I.D. #66283

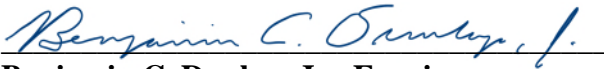
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Counsel for CSX Transportation, Inc.

Date: August 12, 2024

**VERIFICATION**

I, Benjamin C. Dunlap, Jr., Esquire, a member of the firm of Cohen Seglias Pallas Greenhall & Furman, PC, attorney for CSX Transportation, Inc. in the above-captioned proceeding, make this verification on behalf of CSX Transportation, Inc., and do state that as an attorney for CSX Transportation, Inc., I am authorized to make this Verification on behalf of CSX Transportation, Inc., and further state that, based on information provided to me by CSX Transportation, Inc., the facts set forth in the foregoing **MOTION TO CONTINUE HEARING** are true and correct to the best of my knowledge, information and belief. I understand that my statements are made subject to 18 Pa. C.S. §4904 providing for criminal penalties for unsworn falsification to authorities.

  
**Benjamin C. Dunlap, Jr., Esquire**  
Supreme Court I.D. #66283

Date: August 12, 2024

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EAST TOWNSHIP, ERIE COUNTY. :**

**CERTIFICATE OF SERVICE**

I hereby certify that I served one (1) copy of the foregoing document in the above-referenced matter, this day, via electronic mail only as noted below, addressed to:

Caroline G. Robelen  
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*/s/ Karen L. Gagne*  
\_\_\_\_\_  
Karen L. Gagne, Secretary to  
Benjamin C. Dunlap, Jr., Esquire

Date: August 12, 2024