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December 17, 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 Status Report on behalf of CSX Transportation, Inc. 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** : **P-2015-2465847**  
**RESPONSIBILITY FOR THE BRIDGE** :  
**STRUCTURE WHERE BORT ROAD** : **Filed Electronically**  
**(T-270) CROSSES ABOVE CSX** :  
**TRANSPORTATION, INC.'S TRACKS** :  
**(DOT 524 035 A) IN NORTH EAST** :  
**TOWNSHIP, ERIE COUNTY** :

**STATUS REPORT**

CSX Transportation, Inc. (“CSXT”), by and through its undersigned counsel, hereby submits this Status Report in the above matter, pursuant to the Interim Order Granting Motion for Continuance and Directing the Filing of Status Report issued by Administrative Law Judge Alphonso Arnold III, dated August 19, 2024.

Pursuant to that Order, ALJ Arnold granted CSXT’s Motion to continue the hearing to provide time for it to perform an engineering examination of the bridge. The purpose of this examination is to provide the parties and the Commission with detailed information concerning the condition of the bridge, with the expectation that the results of the engineering examination may provide an avenue for the parties to resolve this matter.

CSXT has completed a Draft Bridge Inspection Report, which is attached hereto as Exhibit A. As noted on pages 11-13 of the report, CSXT will agree to perform all the maintenance items marked in bold with the intent of extending the useful lifespan of the bridge. Other items, such as the addition of PennDOT-approved approach guiderail, standard PennDOT bridge railing, installing hazard clearance and other roadway signage, patching/repairing deteriorated portions of the approach pavement to provide a smooth transition onto the bridge, and the installation of timber runners (longitudinal deck boards) which would help reduce

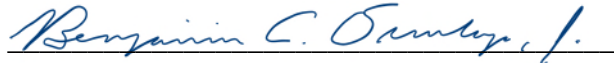
damage to the timber deck planks caused by snow plows, should be the responsibility of the Township.

CSXT is currently obtaining estimates for the work that it will perform, which it will share with ALJ Arnold and the parties when available. CSXT suggests that a Status Conference be scheduled among the parties following the holidays to discuss next steps. Until then, CSXT is open to informally discussing the draft report with the other parties.

Note that due to Exhibit A containing detailed information about the bridge condition, the inspection report has been redacted from the public filing.

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: December 17, 2024

# **EXHIBIT A**

**(REDACTED)**

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**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:

Alphonso Arnold, III  
Administrative Law Judge  
Office of Administrative Law Judge  
Pennsylvania Public Utility Commission  
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*/s/ Karen L. Gagne*  
\_\_\_\_\_  
Karen L. Gagne, Secretary to  
Benjamin C. Dunlap, Jr., Esquire

Date: December 17, 2024