



Benjamin C. Dunlap Jr.
Partner

240 North Third Street
7th Floor
Harrisburg, PA 17101
T: 717.234.5530 | D: (717) 480-5303
bdunlap@cohenseglias.com
www.cohenseglias.com

January 28, 2025

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

**Re: Application of the Department of Transportation of the Commonwealth of Pennsylvania for approval to alter the public at-grade crossings by the installation of new active control device where Pittston Avenue (SR 2017) (DOT 249 682 D), in Yatesville Borough, First Street (DOT 249 686 F), in Plains Township and Miller Street, (DOT 859 631 C), in the City of Wilkes-Barre each cross the tracks of the Norfolk Southern Railway Company in Luzerne County; all in accordance with the Federal Grade Crossing Program and the allocation of costs incident thereto
Docket No. A-2020-3018936**

Dear Secretary Chiavetta:

Enclosed for filing in the above-captioned matter, please find the Petition for Further Extension of Time of Norfolk Southern Railway Company. Copies have been served upon all interested parties as indicated on the Certificate of Service.

Very truly yours,

Benjamin C. Dunlap, Jr.

BCDjr:ino

Enclosure

cc: All Parties of Record

3. PennDOT received an extension of time to December 31, 2024, in the Secretarial Letter issued January 4, 2024.

4. Work is close to being completed. However, Norfolk Southern has encountered unexpected delays due to issues in coordinating with AT&T, Comcast and Service Electric in the removal of their respective overhead utility lines. Service Electric has informed Norfolk Southern that the lines of AT&T and Comcast are above theirs and must be removed before they can remove their lines. AT&T removed their lines at the end of November. Norfolk Southern, with the help of the Commission, is still coordinating with Comcast and Service Electric for the removal of the remaining utility lines.

5. Norfolk Southern therefore requests that the Commission grant an extension of time to September 30, 2025, for the completion of the work.

6. Norfolk Southern respectfully requests that Ordering Paragraph 18 of the Secretarial Letter issued on September 16, 2020 and amended on May 7, 2021, be modified as follows:

The alteration of the crossings be completed on or before September 30, 2025, and on or before said date, Norfolk Southern Railway Company report in writing the date of actual completion of the work to this Commission and certify to the parties of record and this Commission that the work has been satisfactorily completed in accordance with the approved plans and this Secretarial Letter.

WHEREFORE, Norfolk Southern Railway Company, respectfully requests that it be granted an extension of time until September 30, 2025, to complete the work needed to alter the crossings as ordered.

Respectfully Submitted,

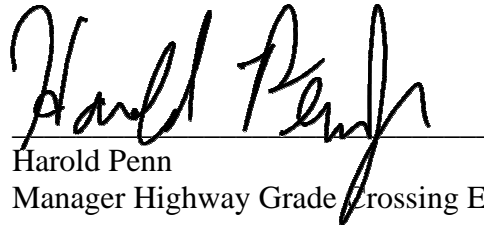
**COHEN SEGLIAS PALLAS
GREENHALL & FURMAN PC**

By: *Benjamin C. Dunlap, Jr.*
Benjamin C. Dunlap, Jr., Esquire
Supreme Court I.D. #66283
240 North Third Street, 7th Floor
Harrisburg, PA 17101
Attorneys for Norfolk Southern Railway Company.

Date: January 28, 2025

VERIFICATION

I, Harold Penn of Norfolk Southern Railway Company, in the foregoing proceeding, do 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 Manager Highway Grade Crossing Engineering, for Norfolk Southern Railway Company, I am authorized to make this statement on behalf of Norfolk Southern Railway Company, and that the facts set forth in the foregoing *Petition for Further Extension of Time* are true and correct to the best of my knowledge, information and belief. To the extent that the contents of the pleading are that of counsel, verifier has relied upon counsel in making this verification.



Harold Penn
Manager Highway Grade Crossing Engineering

Date: January 28, 2025

Gerald Yozwiak, Chairman
Plains Township, Board of Commissioners
126 North Main Street
Plains Twp., PA 18705
Gyozwiak@plainstownhip.org

Daniel Leonard
PennDOT Bureau Design & Row Utility
Division
P.O. Box 3362
Harrisburg, PA 17105
danleonard@pa.gov

Comcast Cable Communications
Attn: James Hall
1 Comcast Way
Duryea, PA 18642
James_Hall3@cable.comcast.com

PPL Electric Utilities Corporation
2 North Ninth Street
Allentown, PA 18101
dlhaupt@pplweb.com

TREC Group, Inc.
900 Old Maple Road
Springfield, PA 19064
kevin@trecgroup.com

VIA US MAIL

Pennsylvania American Water
Attn: Jeremy Nelson
2699 Stafford Avenue
Scranton, PA 18505

UGI Penn Natural Gas, Inc.
Attn: Gregory Wilk
1 UGI Center
Wilkes- Barre, PA 18711

Paul Benderavich, President
Laflin Borough Municipal Building
47 Laflin Road
Laflin, PA 28702
LaflinBoro@comcast.net

AT &T Corp
536 Baltimore Pike
Springfield, PA 19064
md4145@att.com;

Frontier Communications Solutions
Attn: Jeff Bolton
100 CTE Drive
P.O. Box 1000
Dallas, PA 18612
Jeff.Bolton@ftr.com

Service Electric Cable TV & Communications
Attn: Mike Labuda
2260 Ave A
Bethlehem, PA 18017
labudam@sectv.com

Lorraine Rodeghiero
Yatesville Borough Secretary
33 Pittston Avenue
Yatesville, PA 18640

/s/ Ijeoma N. Okereke
Ijeoma N. Okereke

Dated: January 28, 2025