



COMMONWEALTH OF PENNSYLVANIA
GOVERNOR'S OFFICE OF GENERAL COUNSEL

June 11, 2025

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street 2nd FL
Harrisburg, PA 17120

RE: M-2013-2364201 and I-2015-2472242

Dear Secretary Chiavetta,

Enclosed for filing please find the Department's *Petition to Amend and Extend Time* in the above- captioned matters.

I hereby certify that a copy has been sent to all parties of record as indicated by the Certificate of Service.

Very truly yours,

A handwritten signature in black ink, appearing to read "LJB", with a long horizontal flourish extending to the right.

Leah Jo Bobula
Assistant Counsel

Cc: Parties of Record
Sarah Fenton, PennDOT, Grade Crossing Engineer (Email)
Susan Hazelton, P.E., District 4-0, Assistant District Executive
John Pfeiffer, District 4-0, Asset Manager (Email)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge Structure where State Route 1025 crosses over a single track of Delaware and Hudson Railway Company, Inc. (264 293 K) in Nicholson Borough, Wyoming County.

**Docket Nos.
M-2013-2364201**

Investigation upon the Commission's own motion to determine the condition and disposition of six (6) existing structures carrying various highways above the grade of the tracks of the Canadian Pacific Railroad in Great Bend Township, New Milford township, Brooklyn Township, Hop Bottom Borough, Lathrop Township, Susquehanna County and Benton Township, Lackawanna County.

I-2015-2472242

Electronically Filed

PETITION TO AMEND AND EXTEND TIME

AND NOW, comes the Commonwealth of Pennsylvania, Department of Transportation, ("Department"), by and through its counsel, Leah Jo Bobula, Assistant Counsel and offers the following in support of its Petition for Extension of Time, pursuant to 52 Pa. Code § 1.15(a)(1), in the above referenced matter and states as follows:

1. The name and address of the Petitioner is:

Susan Hazelton, P.E.
Assistant District Executive
Department of Transportation
Engineering District 4-0
55 Keystone Industrial Park
Dunmore, PA 18512
shazelton@pa.gov

2. The name and address of Counsel for the Petitioner is:

Leah Jo Bobula
Assistant Counsel
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P.O. Box 8212

Harrisburg, Pennsylvania 17105-8212
lbobula@pa.gov

3. By Order and Opinion entered February 28, 2019, the Pennsylvania Public Utility Commission (“Commission”) directed that completed detailed final plans for the removal and replacement of the SR 1018 Bridge be prepared and submitted within five (5) years, meaning February 28, 2024.
4. The February 28, 2024 date was not met because the Department has been working on satisfying the requirements for height clearance. Plans had to be revised to provide for required clearance over the railroad while also meeting highway design criteria without design exceptions.
5. The Department has updated construction plans for the removal of the SR 1018 Bridge.
6. For the reasons stated above, the Department respectfully requests an extension of time from the February 28, 2024 date contained in the February 28, 2019 Order and Opinion to the extended date of December 31, 2027, and that the Order and Opinion dated February 28, 2019 be modified as follows, with deletions marked as strikethrough font and additions in bold font for the Crossing No. 264 028 V, SR 1018 New Milford Township, Susquehanna County section:

22. That the Pennsylvania Department of Transportation, at its initial cost and expense, ~~within five (5) years of the date of this Order~~ **by December 31, 2027**, prepare and submit to all parties of record for examination and to this Commission for approval, complete detailed final plans for the removal and replacement of the SR 1018 Bridge.

7. Additionally, the Department requests an extension of time to complete the removal and replacement of the SR 1018 Bridge. The Department respectfully requests the Order and Opinion dated February 28, 2019 be modified as follows, with deletions marked as strikethrough font and additions in bold font for the Crossing No. 264 028 V, SR 1018 New

Milford Township, Susquehanna County section:

23. That the Pennsylvania Department of Transportation, at its initial cost and expense, within ~~two (2)~~ **five (5)** years from the date that the Commission approves its submitted removal and replacement plans, shall furnish all materials and do all work necessary to remove and replace the SR 1018 Bridge in accordance with the approved plans.

8. Additionally, by Order and Opinion entered February 28, 2019, the Pennsylvania Public Utility Commission (“Commission”) directed that completed detailed final plans for the removal and replacement of the SR 2017 Bridge be prepared and submitted within five (5) years, meaning February 28, 2024.
9. The February 28, 2024 date was not met because the Department had complications due to the reconstruction of SR 2017 approaching the bridge as well as needing to realign the approach roadways due to poor sight distance.
10. The Department has updated construction plans for the removal of the SR 2017 Bridge.
11. For the removal phase of the SR 2017 Bridge, the purpose and needs has been approved by FHWA, but additional clearances are required and continuing coordination with the State Historic Preservation Office is necessary because the existing bridge is considered historical.
12. At this time, the Department in coordination with the Northern Tier Planning Region is only able to prioritize the removal of the SR 2017 Bridge because the funding is inadequate to support all needs in the region.
13. For the reasons stated above, the Department respectfully requests an extension of time from the February 28, 2024 date contained in the February 28, 2019 Order and Opinion to the extended date of December 31, 2027, and that the Order and Opinion dated February 28, 2019 be modified as follows, with deletions marked as strikethrough font and additions in bold font for the Crossing No. 264 291 W, SR 2017 Lathrop Township, Susquehanna

County section:

63. That the Pennsylvania Department of Transportation, at its initial cost and expense, ~~within five (5) years of the date of this Order~~ **by December 31, 2027**, prepare and submit to all parties of record for examination and to this Commission for approval, complete detailed final plans for the removal and replacement of the SR 2017 Bridge.

14. Additionally, the Department requests an extension of time to complete the removal of the SR 2017 Bridge. The Department respectfully requests the Order and Opinion dated February 28, 2019 be modified as follows, with deletions marked as strikethrough font and additions in bold font for the Crossing No. 264 291 W, SR 2017 Lathrop Township, Susquehanna County section:

64. That the Pennsylvania Department of Transportation, at its initial cost and expense, ~~within two (2)~~ **five (5)** years from the date that the Commission approves its submitted removal and replacement plans, shall furnish all materials and do all work necessary to remove and replace the SR 2017 Bridge in accordance with the approved plans.

WHEREFORE, the Department of Transportation respectfully requests that the Order and Opinion, entered on February 28, 2019, be modified consistent with this Petition.

Respectfully submitted,

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION



Leah Jo Bobula
Assistant Counsel
Commonwealth of Pennsylvania
Department of Transportation
Office of Chief Counsel
P.O. Box 8212
Harrisburg, Pennsylvania 17105-8212
Telephone No. (717) 787-3128
lbobula@pa.gov

DATED: June 11, 2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Bridge Structure where State Route 1025 crosses over a single track of Delaware and Hudson Railway Company, Inc. (264 293 K) in Nicholson Borough, Wyoming County.

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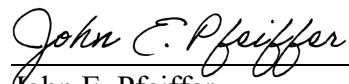
I-2015-2472242

Electronically Filed

VERIFICATION

I, John E. Pfeiffer, District Grade Crossing Engineer, Commonwealth of Pennsylvania, Department of Transportation, in the foregoing document, 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 the District Grade Crossing Engineer for the Commonwealth of Pennsylvania, Department of Transportation, I am authorized to make this statement on behalf of the Commonwealth of Pennsylvania, Department of Transportation, and that the facts set forth in the foregoing document are true and correct to the best of my information, knowledge, and belief.

DATED: 6/11/2025



John E. Pfeiffer
District Grade Crossing Engineer

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below by electronic mail pursuant to Docket Numbers M-2013-2364201 and I-2015-2472242:

<p>Benjamin C. Dunlap, Jr., Esquire Cohen Seglias Pallas Greenhall & Furman, PC 240 North Third Street, 7th Floor Harrisburg, PA 17101 bdunlap@cohenseglias.com</p>	<p>Grant Rosul, Esquire PA Public Utility Commission Bureau of Investigation & Enforcement 400 North Street, 3rd Floor Harrisburg, PA 17120 grosul@pa.gov</p>
<p>Donald J. Frederickson, Jr., Esquire Koval & Frederickson 435 Main Street Moosic, PA 18507 Donald_frederickson@yahoo.com</p>	<p>Anthony P. Litwin, Esquire 24 East Tioga Street Tunkhannock, PA 18657 plitwin@epix.net</p>
<p>Charles E. Thomas, III, Esquire Thomas Thomas & Hafer 305 North Front Street Harrisburg, PA 17101 Cet3@tntlawfirm.com</p>	<p>Teresa K. Harrold, Esquire FirstEnergy P.O. Box 16001 Reading, PA 19612 tharrold@firstenergycorp.com</p>

<p>Michael J. Giangrieco, Esquire Solicitor for Susquehanna County 60 Public Avenue P.O. Box 126 Montrose, PA 18801-0126 judy@giangriecolaw.com</p>	<p>Francis O'Connor, Esquire Solicitor Great Bend Township P.O. Box 781 Great Bend, PA 18821 greatbendtwp@epix.net fxoconnor@frontiernet.net fxocon@epix.net</p>
<p>Don Shibley New Milford Township 19730 ST RT 11 New Milford, PA 18834 nmt@nep.net</p>	<p>Bryce Beeman Township of Brooklyn P.O. Box 24 Brooklyn, PA 18813 Brooklyn.township@yahoo.com</p>
<p>John Koshinski Borough of Hop Bottom 20 Forest Street Hop Bottom, PA 18824 hbsec@hotmail.com</p>	<p>Larry Seymour, Chairman Benton Township P.O. Box 29 Fleetville, PA 18420 lseymour@bentontwppa.org</p>
<p>Rebekah Hubbard Susquehanna County 31 Lake Avenue Montrose, PA 18801 rhubbard@susqco.com</p>	<p>Wesley Carpenter Sprint Communications Company Box 113 484 Williamsport Pike Marlesburg, WV 25404 Wesley.a.carpenter@sprint.com</p>
<p>Colonel Robert Evanchick c/o Carol Fernback Pennsylvania State Police 3rd Floor Dept. HQ 1800 Elmerton Avenue Harrisburg, PA 17110 cfernback@pa.gov</p>	<p>Harold Holt Comcast Cable One Comcast Way Duryea, PA 18642 Harold_holt@cable.comcast.com</p>
<p>Jan Kapson Frontier Communications Solution 100 CTE Drive Dallas, PA 18612 Jan.Kapson@FTR.com</p>	<p>Paul J. Himka Supervisor Lathrop Township 2479 State Route 2096 Hop Bottom, PA 18824</p>

Brian O'Connor Great Bend Township P.O. Box 781 Great Bend, PA 18821	Graham A. Anthony Township of Brooklyn P.O. Box 24 Brooklyn, PA 18813
Thomas Meagher, III, Esquire Solicitor for Susquehanna County P.O. Box 218 Courthouse Montrose, PA 18801	



Date: June 11, 2025

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