



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

IN REPLY PLEASE
REFER TO OUR FILE

October 7, 2025

A-2023-3042929

TO ALL PARTIES OF RECORD

Application of Allegheny Valley Railroad Company for approval of the suspension of seven (7) public highway-rail crossings of the tracks of its Brilliant Line located in the City of Pittsburgh and the Borough of Aspinwall, Allegheny County.

To Whom It May Concern:

By Secretarial Letter dated July 29, 2025, the Commission closed the record in the subject proceeding. Following closure of the record a ministerial error was discovered by a Commission staff engineer.

Numbered Paragraph 2 modified by the Secretarial Letter dated March 3, 2025, incorrectly listed the previously unknown DOT number for Crossing No. 1 where River Avenue crosses below grade the tracks of Allegheny Valley Railroad Company (AVR) as DOT 510 402 P. Additionally, the DOT Number at Crossing No. 2 where the tracks of Norfolk Southern Railway Company cross below grade the tracks of AVR was also previously unknown.

A Commission staff engineer requested AVR create DOT Numbers for Crossing No. 1 and No. 2 with the Federal Railroad Administration.

By email received by a Commission staff engineer on March 7, 2025, AVR provided the newly created DOT Number for Crossing No. 2 (DOT 983 499 U) and on October 3, 2025, provided the newly created DOT Number for Crossing No. 1 (DOT 984 489 S).

This Secretarial Letter serves to reopen the subject proceeding for the purpose of providing a more accurate and complete record which will aid in future review of the subject highway-rail crossings involved.

This Commission issues this Secretarial Letter in accordance with Section 2702 of the Public Utility Code.

THEREFORE:

1. The record in the subject proceeding be and is hereby reopened.
2. Paragraph 2 of our Secretarial Letter dated February 5, 2024, modified on March 3, 2025, which reads as follows, to wit:

“2. The public crossings where River Avenue (DOT 510 402 P) and Norfolk Southern Railway Company (Unknown DOT), located in Aspinwall Borough; and Lock Way East (DOT 511 003 G), Allegheny River Boulevard (DOT 511 004 N), Allegheny River Boulevard (DOT 511 005 V), Leach Farm Road (DOT 511 006 C), and Larimer Avenue (DOT 511 007 J); all in Allegheny County, crosses, above or below grade, the tracks of Allegheny Valley Railroad Company be and are suspended upon satisfactory completion of the conveyance of all of Allegheny Valley Railroad Company’s rights, title, and interest (if any), subject to the right to reactivate rail service, in the Subject Line to the Redevelopment Authority of Allegheny County.”

be and is hereby modified to read:

2. The public crossings where River Avenue (DOT 984 489 S) and Norfolk Southern Railway Company (DOT 983 499 U), located in Aspinwall Borough; and Lock Way East (DOT 511 003 G), Allegheny River Boulevard (DOT 511 004 N), Allegheny River Boulevard (DOT 511 005 V), Leach Farm Road (DOT 511 006 C), and Larimer Avenue (DOT 511 007 J); all in Allegheny County, crosses, above or below grade, the tracks of Allegheny Valley Railroad Company be and are suspended upon satisfactory completion of the conveyance of all of Allegheny Valley Railroad Company’s rights, title, and interest (if any), subject to the right to reactivate rail service, in the Subject Line to the Redevelopment Authority of Allegheny County.

3. In all respects not inconsistent herewith, our Secretarial Letter dated February 5, 2024, remains in full force and effect.

4. The case be “CLOSED.”

The Parties are reminded that failure to comply with this or any Order or Secretarial Letter in this proceeding may result in an enforcement action seeking civil penalties and/or other sanctions pursuant to 66 Pa. C.S. § 3301.

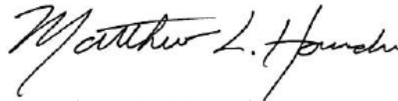
All formal documents must be filed with the Secretary of the Commission. Documents must be eFiled, mailed or hand delivered. All filings should be addressed to the Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120. The Commission will not accept documents delivered by fax or by e-mail. Parties are encouraged to file formal documents by eFiling with the Secretary of the Commission by opening an eFiling account through the Commission’s website (the account is free of charge) and accepting eservice at <https://www.puc.pa.gov/filing-resources/efiling/>.

If your filing contains confidential material, you are required to file by overnight delivery to ensure the timely filing of your submission. There are certain filings that cannot be eFiled, such as filings containing confidential or proprietary material. These must be submitted to the Secretary by overnight delivery, priority, or certified mail to allow tracking of your filing.

If you are dissatisfied with the resolution of this matter, you may, as set forth in 52 Pa. Code §§ 1.31 and 5.44, file a Petition for Reconsideration from Staff Action (Petition) with the Commission within twenty (20) days of the date of this letter. The Petition shall be eFiled with the Secretary of the Commission or sent to: Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120, and must be filed within twenty (20) days, or if no timely request is made, the action will be deemed to be a final action of the Commission.

The Petition MUST include: (1) a written statement (divided into numbered paragraphs) outlining the reasons for the request; (2) the case docket number (it is provided for you at the top right-hand corner of this letter); (3) the party on whose behalf the petition is made; (4) a Certificate of Service on the other parties of record; and (5) a Verification with original signature in accordance with 52 Pa. Code § 1.36.

Sincerely,

A handwritten signature in cursive script that reads "Matthew L. Homsher".

Matthew L. Homsher
Secretary