



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

IN REPLY PLEASE  
REFER TO OUR FILE

November 13, 2025

A-2024-3047101

**TO ALL PARTIES OF RECORD**

Application of Reading Blue Mountain and Northern Railroad for approval to make an existing private crossing into a public crossing where Tippets Road crosses, at grade, the tracks of Reading Blue Mountain and Northern Railroad, located in Nesquehoning Borough, Carbon County (DOT 361 495 Y).

To Whom It May Concern:

This matter is before us by reason of an application filed with the Commission on March 4, 2024, by Reading Blue Mountain and Northern Railroad seeking Commission approval to make an existing private crossing into a public crossing where Tippets Road crosses, at grade, the tracks of Reading Blue Mountain and Northern Railroad, located in Nesquehoning Borough, Carbon County (DOT 361 495 Y).

Upon receipt of the application, a first field investigation and conference was arranged by a Commission staff engineer and held on April 24, 2024, in Nesquehoning Borough. Representatives of Nesquehoning Borough and Reading Blue Mountain and Northern Railroad attended the meeting. At the first field investigation and conference, it was noted that Tippets Road (through the crossing) is a private road. Reading Blue Mountain and Northern Railroad described the proposed application and requested that Nesquehoning Borough ordain Tippets Road (at the vicinity of the railroad crossing) in order make it a public road. Nesquehoning Borough was aware that if they agreed to honor Reading Blue Mountain and Northern Railroad request, the Commission would assign maintenance responsibility of the approach roadway to the referenced crossing to Nesquehoning Borough. Nesquehoning Borough was not prepared to accept this responsibility and objected to the application. The parties agreed to meet in the future for further discussion.

A second field investigation and conference was arranged by a Commission staff engineer and held on October 21, 2025, in Nesquehoning Borough. Representatives of Nesquehoning Borough, Pennsylvania Department of Transportation, and Reading Blue Mountain and Northern Railroad attended the meeting. During this second field investigation and conference, Nesquehoning Borough stated that the Borough was still not yet prepared to accept maintenance responsibility of the approach roadway. Therefore, the parties agreed that this case can be dismissed, which would allow Reading Blue Mountain and Northern Railroad and Nesquehoning Borough more time to negotiate an agreement concerning the disposition of this crossing. All parties of interest are hereby notified of this dismissal. For the time being, the Tippets Road rail crossing will remain a private crossing.

If Nesquehoning Borough and Reading Blue Mountain and Northern Railroad reach an agreement on the disposition of this crossing, Reading Blue Mountain and Northern Railroad may submit a new application with the same request.

The Commission issues this Secretarial Letter in accordance with Section 2702 of the Public Utility Code and finds that:

1. The caption of the subject proceeding is hereby revised as shown herein.
2. The application filed on March 4, 2024, be dismissed for lack of prosecution.
3. 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". The signature is written in black ink and is positioned above the printed name.

Matthew L. Homsher  
Secretary