

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of the Department of Transportation	:	
of the Commonwealth of Pennsylvania for	:	
approval to alter the public above grade crossing	:	
by the reconstruction of the State Route 0001	:	A-2020-3017848
Expressway over State Route 2037 and the track(s)	:	
of CSX Transportation Inc. and Southeastern	:	
Pennsylvania Transportation Authority, DOT	:	
Number 589 953 U in Middletown Township,	:	
Bucks County.	:	

CASE STATUS ORDER

On February 5, 2020, the Department of Transportation of the Commonwealth of Pennsylvania (PennDOT) filed the above-captioned Application with the Commission.¹

On April 27, 2023, PennDOT filed a Motion to schedule the matter for a hearing. On May 16, 2023, PennDOT filed a Motion to withdraw its Motion to schedule this matter for a hearing. A hearing cancellation notice was issued on May 17, 2023.

On March 19, 2026, PennDOT advised this ALJ that the matter should remain held in abeyance until completion of the construction project at which time it is anticipated that this matter will be able to be closed without the need for a hearing. PennDOT further advised that its construction project is ongoing with an anticipated completion date of August 2026.

This Order confirms the current case status and sets a deadline for the next status update in this case, given the information provided on March 19, 2026.

¹ The case was then assigned to former ALJ Dennis Buckley. The case was reassigned to this ALJ on January 21, 2025.

ORDER

THEREFORE,

IT IS ORDERED:

1. That the matter will continue to be held in abeyance while construction project is moving towards completion.

2. That, no later than **August 21, 2026**, the parties shall email a status report to the Presiding Officer regarding the status of the construction work being performed, and whether a hearing will be necessary to close the case. If, at that time, more time is necessary to make these determinations, the parties shall let me know.

3. That, if the parties determine that the case cannot be closed without a hearing, a prehearing conference will be scheduled, at which time a formal litigation will be set and the remaining procedural matters for this case will be addressed, including, but not limited to, potential modifications to the discovery rules; service of documents; written testimony; and briefs.

4. That it is the Commission's policy to encourage settlements. 52 Pa. Code §5.231(a). The Parties are commended for their attempt to resolve this matter without the need for costly litigation.

5. That any provision of this prehearing order may be modified upon motion and good cause shown by any party in interest in accordance with 52 Pa. Code § 5.223(a).

Date: March 30, 2026

_____/s/_____
Charece Z. Collins
Administrative Law Judge

A-2020-3017848 - APPLICATION OF THE DEPARTMENT OF TRANSPORTATION OF THE COMMONWEALTH OF PENNSYLVANIA FOR APPROVAL TO ALTER THE PUBLIC ABOVE GRADE CROSSING BY THE RECONSTRUCTION OF THE STATE ROUTE 0001 EXPRESSWAY OVER STATE ROUTE 2037 AND THE TRACK(S) OF CSX TRANSPORTATION INC. AND SOUTHEASTERN PENNSYLVANIA TRANSPORTATION AUTHORITY, DOT NUMBER 589 953 U IN MIDDLETOWN TOWNSHIP, BUCKS COUNTY

Revised 1/21/2025

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