



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

IN REPLY PLEASE
REFER TO OUR FILE

May 15, 2026

A-2023-3040790

TO ALL PARTIES OF RECORD

Assignment of future maintenance responsibilities for additional railroad regulatory grade crossing signs and traffic control measures to be installed where State Route 2022 (Benjamin Franklin Highway) at public crossing (DOT 958 863 P) crosses, at grade, the track of H&K Group, Inc., operated thereon by Norfolk Southern Railway Company, located in Douglass Township, Berks County.

To Whom It May Concern:

By Secretarial Letter dated January 3, 2025, the Commission directed the alteration of the public crossing (DOT 958 863 P), allocation of costs, and assignment of future maintenance responsibilities at the subject crossing.

On December 3, 2025, H&K Group, Inc. notified a Commission staff engineer via email that it had completed the installation of the additional signs in accordance with the Commission's Secretarial Letter dated January 3, 2025.

A Commission staff engineer performed numerous site visits to the subject crossing to determine if the directed work had been completed by the parties.

On January 21, 2026, a Commission staff engineer notified the Pennsylvania Department of Transportation (PennDOT) of a missing advance grade crossing warning (W10-1) sign and missing "Exempt" (W10-1aP) plaque on the respective west and east State Route 2022 (Benjamin Franklin Highway) approaches to the subject crossing. During a subsequent site visit on April 15, 2026, it was noted by a Commission staff engineer that the advance grade crossing warning (W10-1) sign had been installed however the "Exempt" (W10-1aP) plaque on the east approach to the crossing was still missing.

On April 20, 2026, a Commission staff engineer contacted Douglass Township regarding the necessity for the installation of an "Exempt" (W10-1aP) plaque with the existing advanced grade crossing warning (W10-4) sign on the Quarry Road (T-444) approach to the subject crossing.

On May 11, 2026, Douglass Township notified a Commission staff engineer via email of the installation of the additional sign and provided photographs of the installed "Exempt" (W10-1aP) plaque.

PennDOT is hereby advised to complete the installation of the missing “Exempt” (W10-1aP) plaque on the east State Route 2022 (Benjamin Franklin Highway) approach to the crossing in accordance with Numbered Paragraph 5 of the Commission’s Secretarial Letter dated January 3, 2025.

The Commission issues this Secretarial Letter in accordance with Section 2702 of the Public Utility Code and finds that since the parties have achieved satisfactory substantial completion of the work, and PennDOT has been sufficiently notified of the necessity to install the missing sign, the record in this proceeding can 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.

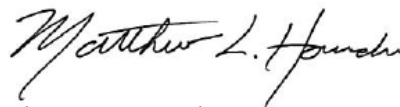
All formal documents must be filed with the Secretary of the Commission. Documents must be eFiled, mailed or hand delivered. All filings should be addressed to the Secretary, PA Public Utility Commission, 400 North Street, Harrisburg, PA 17120. The Commission will not accept documents delivered by fax 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 black ink that reads "Matthew L. Homsher". The signature is written in a cursive style with a large initial "M".

Matthew L. Homsher
Secretary