

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application Docket No. 89603

In re: Application of the CITY OF PHILADELPHIA - For approval of (1) the alteration and reconstruction of the crossing where a bridge carrying Spring Garden Street (State Highway Route 67002) crosses above the grade of the tracks of The Pennsylvania Railroad Company and below the grade of the tracks of The Pennsylvania Railroad Company High Line, west of the Schuylkill Expressway, in the City of Philadelphia, (2) the allocation of the costs and expenses incident thereto and (3) an exemption from the requirements of Part 3 of the Commission's Railroad Regulations.

O R D E R

BY THE COMMISSION, APRIL 1, 1963:

This matter is before us upon petition of Philadelphia Transportation Company (PTC) to correct the record of testimony made at the hearing herein on February 13, 1963 and to reverse certain rulings of our examiner therein.

City of Philadelphia (City) has applied, inter alia, for the alteration and reconstruction of the crossing where a bridge carries State Highway Route 67002 over tracks of The Pennsylvania Railroad Company, and under tracks of The Pennsylvania Railroad Company High Line, west of the Schuylkill Expressway in the City of Philadelphia. The proposed improvement involves use of a detour during reconstruction, and PTC does not oppose approval of the application, provided that it is "reimbursed for the additional expense it will incur during the period that the detour route [its Bus Route 43] is being operated."

The alleged "additional expense" is estimated to continue for approximately 16 months and to consist of \$469 per week for increased labor and maintenance; \$76 per week for additional fuel and oil costs; \$16 per week for increased tire wear; and \$72 per week for increased costs resulting from increased injuries and damages.

A portion of the record of testimony at page 49 reads:

DOCKET

APR 1 1963

2001 - 08-10 "Q. Mr. Joram, what will be the increased number of labor hours which will be incurred as a result of the detour?

"A. 21.1 hours on weekends."

PTC requests that the above answer be corrected to read:

"A. 21.1 hours on weekdays; on weekends..."

We will grant the requested correction.

A portion of the record of testimony at page 50 reads:

(THE EXAMINER)

"I will sustain the objection and grant you a motion to strike."

The City requests that this be corrected to read:

"I will sustain the objection and grant your motion to strike."

We will grant this requested correction also.

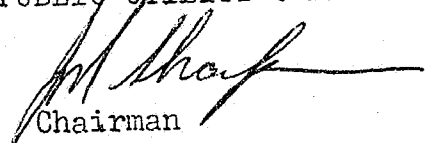
The losses and/or additional costs anticipated by PTC as a result of its being forced to detour its Bus Route 43 are matters involved in the testimony, objected to by the City and excluded or stricken by the examiner. PTC now seeks rehearing to present these matters.

We are of the opinion that these matters, even if assumed to be relevant, are too remote for our concern in this proceeding;  
THEREFORE,

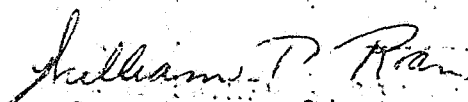
IT IS ORDERED:

1. That the requested corrections to the record hereinabove noted be and are hereby approved.
2. That PTC's request for reversal of the examiner's rulings be and is hereby denied.
3. That PTC's request for rehearing be and is hereby denied.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

  
Chairman

ATTEST:

  
Secretary