

**STATE OF RHODE ISLAND
PUBLIC UTILITIES COMMISSION**

IN RE:

**W. MARK RUSSO, RHODE ISLAND SUPERIOR
COURT APPOINTED SPECIAL MASTER FOR
THOSE CERTAIN PARCELS OF REAL ESTATE
LOCATED AT 300 BOURNE AVENUE,
EAST PROVIDENCE, RHODE ISLAND,
ASSESSOR'S MAP 303, BLOCK 13,
PARCELS 4 AND 5 AND ASSESSOR'S MAP 203,
BLOCK 1, LOT 4**

Docket No. 5193

**OBJECTION OF PROVIDENCE AND WORCESTER RAILROAD COMPANY TO
MOTION OF W. MARK RUSSO, SPECIAL MASTER
TO APPROVE SETTLEMENT AGREEMENT AND APPROVE PETITION**

Providence and Worcester Railroad Company ("PWRR") objects to the Motion of W. Mark Russo ("Special Master") to approve a "Settlement Agreement and Approval of Petition" without PWRR's agreement to a crossing of its superior operating rights. The Special Master has submitted a form of settlement agreement signed by three parties but without the agreement of PWRR, which was neither consulted nor conferred with regarding the Settlement Agreement. PWRR has been in communication with the developer's counsel and the Special Master regarding possible forms of a "Construction and Maintenance Agreement" and a "License Agreement for Private Grade Crossing" but neither agreement has been finalized. PWRR requests that that Commission refrain from taking any action without PWRR's agreement.

PROVIDENCE AND WORCESTER
RAILROAD COMPANY,

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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the within was e-mailed to the following on this 21st day of June, 2022.

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