

BEFORE THE
ILLINOIS COMMERCE COMMISSION
TRANSPORTATION REGULAR OPEN MEETING
THURSDAY, June 15, 2023
CHICAGO, ILLINOIS

Met pursuant to notice at 11:30 AM at 160
North LaSalle Street Suite C-800.

PRESENT:

Carrie Zalewski, Chair

Ann McCabe, Commissioner

Michael Carrigan, Commissioner

Conrad Reddick, Commissioner

Stacey Paradis, Commissioner.

MAGNA LEGAL SERVICES

BY: Michael R. Marciniak, CER

Notary Public

1 CHAIRMAN ZALEWSKI: Next, we have Mr.
2 Rothschild.

3 MR. ROTHSCHILD: Yes. Good morning
4 Commissioners, I'm ready to proceed.

5 CHAIRMAN ZALEWSKI: If you could state and
6 spell your name, and then we'll start the clock.

7 MR. ROTHSCHILD: Yes ma'am. Good morning, my
8 name is Donald Rothschild, R-O-T-H-S-C-H-I-L-D. I'm an
9 attorney, I've been practicing before this commission
10 since the early 1980's. There's a lot of history in the
11 issue that's up today that I'm speaking to and I'll try
12 to be brief. Since the law, the Trespass Law or the
13 Relocation Towing Law was amended in the 1980's to allow
14 the Commission to set the rates for relocation towing,
15 there have been 65 petitions filed.

16 We're on number 65, RTV --we're on RTV65. So,
17 that's how many there have been, there's only been a
18 handful of these petitions that have applied to the
19 industry as a whole. And the issue here is the fact
20 that before the commission today, has a proposed order
21 that hopefully, as far as I'm concerned will grant our
22 rate increase for six petitioners that I represent.

1 We filed our petition for a rate increase in
2 February of 2022. Various discovery was completed, and
3 we had a hearing in the matter in December of 22'. In
4 March of 23', the matter was marked heard and taken. In
5 May of 23', Mr. Pearl on behalf of several relocators
6 filed a motion to delay the granting of our rate
7 increase on the basis that the fact that it should be
8 granted industry wide.

9 There have only been, as I indicated, a
10 handful of instances where a grant of a relocation
11 towing rate has been industry wide. The petitioners
12 have a burden of proof, we've met the burden of proof,
13 the case has been heard. And there is no reason to
14 delay the entry of an order.

15 And furthermore, this issue was heard by the
16 Honorable Latrice Kirkland-Montague at a motion hearing
17 held on May 31, before her at Commission offices.

18 COMMISSIONER ZALEWSKI: Thirty seconds
19 counselor.

20 MR. ROTHSCHILD: Yes ma'am. She considered
21 all the arguments of Mr. Pearl and myself, and in her
22 wisdom and judgement denied the motion which is exactly

1 the issue that I understand Mr. Pearl is re-raising
2 today; In which we oppose his efforts. Thanks.

3 CHAIRMAN ZALEWSKI: Thank you.

4 So now we are going to our transportation
5 agenda.

6 There are edits to the May 18th Regular Open
7 Meeting minutes.

8 Are there any objections to approving the
9 minutes as edited.

10 (No verbal response.)

11 CHAIRMAN ZALEWSKI: Hearing none, the minutes
12 are approved as edited.

13 Items RR-1 through RR-7 concern various public
14 safety improvement projects at railroad crossings. The
15 orders approve the project's extend deadlines and
16 approve cost proportionate.

17 Are there any objections to considering these
18 items together and approving the orders?

19 (No verbal response.)

20 CHAIRMAN ZALEWSKI: Hearing none, the orders
21 are approved.

22 Moving onto our motor Carrier Items. Item

1 MC-1 concerns a petition for a relocation towing rate
2 increase. The order grants the increase finding the
3 need for the rate increase to be reasonable. Are there
4 any objections to approving the order?

5 (No verbal response.)

6 CHAIRMAN ZALEWSKI: Hearing none, the order is
7 approved.

8 (Which were all the proceedings had in
9 the above-entitled cause on this date.)

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