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BEFORE THE

ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 ) No. 74 RTV-15  
RENDERED SERVICES, INC., and )  
Illinois corporation, )  
 )  
Respondent )  
 )  
Hearing on fitness to hold a )  
Commercial Vehicle Relocator's )  
License pursuant to Section 401 )  
of the Illinois Commercial )  
Relocation of Trespassing Vehicles )  
Law, 625 ILCS 5/18A-401, Illinois )

Chicago, Illinois

August 17, 2017

Met, pursuant to adjournment, at

3 o'clock p.m.

BEFORE:

MS. LATRICE KIRKLAND-MONTAQUE,  
Administrative Law Judge

APPEARANCES:

MR. DONALD S. ROTHSCHILD  
835 McClintock Drive  
Burr Ridge, Illinois 60527  
appearing for Rendered Services, Inc.

MR. BRIAN DOHERTY  
835 McClintock Drive  
Burr Ridge, Illinois 60527  
appearing for Rendered Services, Inc.

1 APPEARANCES (continued):

2 MR. BENJAMIN BARR  
3 160 North La Salle Street  
4 Chicago, Illinois  
5 appearing for the Illinois Commerce  
6 Commission

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19 SULLIVAN REPORTING COMPANY, by  
20 PATRICIA WESLEY  
21 LICENSE NO. 084-002170

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1           JUDGE KIRKLAND-MONTAQUE: By the power vested in  
2 me by the State of Illinois and the Illinois  
3 Commerce Commission, I now call for status hearing  
4 Docket No. 74 RTV-R Sub 15 for hearing. This is in  
5 the matter of Rendered Services, Inc., and the  
6 nature of the case is the hearing fitness to hold a  
7 Commercial Vehicle Relocator's License.

8                       May I have appearances, please. Let's  
9 start with Rendered.

10           MR. ROTHSCHILD: Good afternoon, your Honor. My  
11 name is Donald S. Rothschild. I represent the  
12 respondent, Rendered Services, Inc. My business  
13 address is 835 McClintock Drive, Burr Ridge,  
14 Illinois, 60527, and I'm an attorney licensed by the  
15 Supreme Court.

16           JUDGE KIRKLAND-MONTAQUE: Thank you.

17           MR. DOHERTY: Good afternoon, your Honor. Brian  
18 Doherty, same contact information as Mr. Rothschild.  
19 I am also an attorney licensed by the Illinois  
20 Supreme Court.

21           JUDGE KIRKLAND-MONTAQUE: Thank you.

22                       Staff.

1 MR. BARR: Good afternoon, your Honor. Benjamin  
2 Barr on behalf of staff the Illinois Commerce  
3 Commission. My office is located at 160 North  
4 La Salle Street, Suite 800, Chicago, Illinois,  
5 60601. My telephone number is 312-814-2859.

6 JUDGE KIRKLAND-MONTAQUE: Okay. Thank you. This  
7 is a status hearing, so I'll just open the floor to  
8 get an update.

9 MR. ROTHSCHILD: So, as you may recall, we were  
10 last here in June, I believe, to hear the status of  
11 our ongoing discovery. We had scheduled some -- we  
12 had accomplished some of the oral discovery, but  
13 there's extensive oral discovery involving staff  
14 witnesses, Rendered witnesses, citizen witnesses, to  
15 be done.

16 We then got together, staff -- or  
17 transportation counsel and myself and decided to  
18 take a stab at trying to resolve this amicably.

19 As you may recall, I was going to be  
20 away for a few weeks, so that delayed it a bit, but  
21 I did tender to Mr. Barr a draft proposal. I'm not  
22 going to share that with your Honor at this point,

1     which he, I'm advised, is currently reviewing with  
2     management at the Transportation Division.

3                     We are hopeful the matter can be  
4     resolved. We have put a lot of thought and effort  
5     into coming up with our proposal, and we also  
6     believed that it would be the best use of the  
7     Commission's resources as well as Rendered's  
8     resources, not to even mention your time and efforts  
9     if the matter could be resolved by some type of an  
10    agreed disposition.

11            MR. BARR: That's correct, your Honor. We did  
12    see a proposal this week and attempted to settle. I  
13    think it's a jumping off point. I think I have  
14    talked to counsel prior to the start of today's  
15    status hearing that we are still reviewing it.

16                     We plan on making some counterpoints  
17    back to counsel. We hope to have that done by the  
18    end of the month and then our thoughts were to set a  
19    mid-September status hearing. I think at that point  
20    we will really know whether we can try to get this  
21    done either by settlement or we just need to  
22    continue forward towards oral discovery depositions

1 towards an evidentiary date.

2 JUDGE KIRKLAND-MONTAQUE: So the oral discovery  
3 has not occurred obviously.

4 MR. ROTHSCHILD: No. We've stated --

5 JUDGE KIRKLAND-MONTAQUE: You are trying to work  
6 this out first?

7 MR. ROTHSCHILD: It would be I think foolhardy to  
8 put the time and effort into that, and we also have  
9 some unresolved issues as to citizen witnesses and  
10 how those were going to be handled, because you may  
11 recall I spent a lot of money tracking down someone  
12 that told us that at his deposition that he would  
13 have come voluntarily if cordially invited.

14 JUDGE KIRKLAND-MONTAQUE: So we are looking at --

15 MR. ROTHSCHILD: Hopefully we won't have to get  
16 into that.

17 JUDGE KIRKLAND-MONTAQUE: Okay. So we are  
18 looking at mid-September.

19 MR. ROTHSCHILD: Yes.

20 JUDGE KIRKLAND-MONTAQUE: How's September 13th?

21 MR. ROTHSCHILD: That is a bad day for me I know  
22 for sure.

1 JUDGE KIRKLAND-MONTAQUE: What about any day that  
2 week?

3 MR. ROTHSCHILD: The 15th would be about the only  
4 day that week. We could do it in the morning.

5 JUDGE KIRKLAND-MONTAQUE: What about the next  
6 week?

7 MR. ROTHSCHILD: The next week is good. There is  
8 a religious holiday that I have. I could actually  
9 do it on the 20th if you scheduled it at this time  
10 of day.

11 MR. BARR: That works for staff, your Honor.

12 JUDGE KIRKLAND-MONTAQUE: That works. 3 o'clock?

13 MR. ROTHSCHILD: Yes.

14 JUDGE KIRKLAND-MONTAQUE: All right. So this  
15 matter will be continued to September 20th at 3 p.m.  
16 here in Chicago and we'll reconvene at that time and  
17 wish the best for your settlement efforts.

18 MR. ROTHSCHILD: One other point of information.  
19 There are a number of pending administrative  
20 citations that I understand are being continued.  
21 Part of the settlement will address presumably  
22 everything that's out there.

1 MR. BARR: Those were included on the memo.

2 JUDGE KIRKLAND-MONTAQUE: Okay.

3 (Whereupon, the above matter  
4 was adjourned, to be  
5 continued to September 20,  
6 2017 at 3 p.m.)

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