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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

BENCH MEETING  
(TRANSPORTATION)

Springfield, Illinois  
Wednesday, February 25, 2015

Met, pursuant to notice, at 10:30 a.m. at  
527 East Capitol Avenue, Springfield, Illinois.

- PRESENT:
- MR. BRIEN J. SHEAHAN, Chairman
  - MS. ANN McCABE, Commissioner (by video)
  - MR. MIGUEL DEL VALLE, Commissioner (by video)
  - MS. SHERINA E. MAYE, Commissioner (by video)
- MIDWEST LITIGATION SERVICES, by  
Angela C. Turner, Reporter  
CSR #084-004122

1 PROCEEDINGS

2 CHAIRMAN SHEAHAN: Pursuant to the Open  
3 Meetings Act, I will call our February 25, 2015,  
4 Bench Session of the Illinois Commerce Commission to  
5 order.

6 Commissioners McCabe, del Valle, and Maye  
7 are present in Chicago, and I am present in  
8 Springfield. We have a quorum.

9 We have no public comments; and therefore,  
10 will move into our regular Transportation Agenda.

11 We have a number of non-substantive  
12 corrections to the minutes. I believe everyone has  
13 had a chance to review the changes.

14 Is there a motion to approve the minutes of  
15 February 11th, as amended?

16 COMMISSIONER MAYE: So moved.

17 COMMISSIONER McCABE: Second.

18 CHAIRMAN SHEAHAN: All those in favor say  
19 aye.

20 (Chorus of ayes.)

21 CHAIRMAN SHEAHAN: Motion carries 4 to 0.

22 Items RR-1 through RR-4 all involve  
23 stipulated agreements making public safety  
24 improvements to highway-rail grade crossings.

1           Is there any objection to combining and  
2 approving Items RR-1 through RR-4?

3                           (No response.)

4           CHAIRMAN SHEAHAN: Hearing none, those  
5 Orders are approved.

6           Items MC-1 through MC-6 concern the approval  
7 of stipulated agreements regarding alleged violations  
8 of the Commercial Transportation Law.

9           Is there any objection to combining and  
10 approving the proposed Orders in MC-1 through MC-6?

11                           (No response.)

12           CHAIRMAN SHEAHAN: Hearing none, the Orders  
13 are approved 4 to 0.

14           Moving on to our Collateral Recovery Agenda.  
15 Item CR-1 involves the Application for a Class E  
16 Recovery Permit from Sandra Lee Paine.

17           I believe Commissioner del Valle has some  
18 edits he would like to propose.

19           COMMISSIONER DEL VALLE: Yes. Thank you,  
20 Mr. Chairman.

21           The edits can be found in the conclusion in  
22 the now listed section of page 4 and findings on page  
23 5. They reverse the PEPO and find the Applicant is  
24 fit to hold the permit. First, the edit finds that

1 although Applicant did not include her earliest  
2 conviction in her Application, she did not withhold  
3 such information for the purpose of knowingly making  
4 a misrepresentation.

5           Second, the edit finds that although  
6 Applicant has a conviction for a misdemeanor, an  
7 element of which involves dishonesty, and a felony,  
8 the Commission believes it would be unreasonable to  
9 deny her the permit when 18 years separate her two  
10 convictions, seven years have passed since her last  
11 conviction, and there have been no further criminal  
12 offenses since then. And she continues to make good  
13 faith efforts to comply with the court Order.

14           The edit concludes that the Applicant has  
15 rehabilitated, can safely and responsibly execute her  
16 duties of the profession, and is fit to hold the  
17 permit.

18           With that, I move the adoption of the edit.

19           CHAIRMAN SHEAHAN: Is there a second?

20           COMMISSIONER McCABE: Second.

21           CHAIRMAN SHEAHAN: All those in favor say  
22 aye.

23   (Chorus of ayes.)

24           CHAIRMAN SHEAHAN: The amendment carries 4

1 to 0.

2 All those in favor of approving the Order as  
3 amended -- actually, let me ask for a motion.

4 Is there a motion to approve the Order, as  
5 amended?

6 COMMISSIONER MAYE: So moved.

7 CHAIRMAN SHEAHAN: Is there a second?

8 COMMISSIONER McCABE: Second.

9 CHAIRMAN SHEAHAN: All those in favor say  
10 aye.

11 (Chorus of ayes.)

12 CHAIRMAN SHEAHAN: Motion carries 4 to 0.

13 Item Number CR-2 involves another  
14 Application for a Class E Recovery Permit.

15 Is there any objection to approving the  
16 proposed Order?

17 (No response.)

18 CHAIRMAN SHEAHAN: Without objection, the  
19 Proposed Order is adopted 4 to 0.

20 TRANSPORTATION SESSION CONCLUDED.

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CERTIFICATE OF REPORTER

I, Angela C. Turner, a Certified Shorthand Reporter within and for the State of Illinois, do hereby certify that the meeting aforementioned was held on the time and in the place previously described.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

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Angela C. Turner  
IL CSR #084-004122