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BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION
(TRANSPORTATION)

Springfield, Illinois
Wednesday, April 17, 2013

Met, pursuant to notice, at 10:30 a.m.
in Hearing Room A, First Floor, Leland Building, 527
East Capitol Avenue, Springfield, Illinois.

PRESENT:

- MR. DOUGLAS P. SCOTT, Chairman
- MR. JOHN T. COLGAN, Commissioner
(Via teleconference)
- MS. ANN McCABE, Commissioner
- MR. MIGUEL DEL VALLE, Acting Commissioner
- MS. SHERINA MAYE, Acting Commissioner

L.A. COURT REPORTING
By Carla J. Boehl, Reporter
CSR #084-002710

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PROCEEDINGS

CHAIRMAN SCOTT: Pursuant to the provisions of the Open Meetings Act, I now convene a regularly scheduled Bench Session of the Illinois Commerce Commission. With me in Springfield are Commissioner McCabe, Acting Commissioner Del Valle and Acting Commissioner Maye. I am Chairman Scott. We have a quorum.

I believe we have Commissioner Colgan on the phone. Are you there, Commissioner?

COMMISSIONER COLGAN: Yes, I am.

CHAIRMAN SCOTT: Under the Commission rules we will have to vote to allow Commissioner Colgan to participate by phone. I move to allow Commissioner Colgan's participation by phone.

Is there a second?

COMMISSIONER McCABE: Second.

CHAIRMAN SCOTT: It's been moved and seconded. All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN SCOTT: Any opposed?

(No response.)

1 The vote is four to nothing, and
2 Commissioner Colgan may participate in today's
3 meeting by phone.

4 Before moving into the agenda,
5 according to Section 1700.10 of Title II of the
6 Administrative Code, this is the time we allow
7 members of the public to address the Commission.
8 Members of the public wishing to address the
9 Commission must notify the Chief Clerk's Office at
10 least 24 hours prior to Commission meetings.
11 According to the Chief Clerk's Office, we have one
12 request to speak at today's meeting. However, no
13 requests have been granted.

14 Moving now to the Railroad portion of
15 today's Transportation agenda, Items RR-1 and RR-2
16 (T13-0013, T13-0023) can be taken together. These
17 are petitions seeking authority and funding for
18 construction of railway corridors in Madison County
19 and Iroquois County. In both cases ALJ Duggan
20 recommends entry of an Order approving the
21 construction.

22 Is there any discussion?

1 (No response.)

2 Is there a motion to enter the Orders?

3 COMMISSIONER McCABE: So moved.

4 CHAIRMAN SCOTT: Is there a second?

5 ACTING COMMISSIONER MAYE: Second.

6 CHAIRMAN SCOTT: It's been moved and seconded.

7 All in favor say aye.

8 COMMISSIONERS: Aye.

9 CHAIRMAN SCOTT: Any opposed?

10 (No response.)

11 The vote is five to nothing, and the
12 Orders are entered.

13 We will use this five to nothing vote
14 for the remainder of today's Transportation agenda,
15 unless otherwise noted.

16 Items RR-3 and RR-4 (T13-0036,
17 T13-0039) can be taken together. These items concern
18 Stipulated Agreements for public safety improvements
19 at highway-rail grade crossings across Illinois. In
20 each case Staff recommends entry of an Order
21 approving the agreement.

22 Is there any discussion?

1 (No response.)

2 Any objections?

3 (No response.)

4 Hearing none, the Orders are entered.

5 Items RR-5 through RR-7 (T10-0037,
6 T12-0122, T10-0128) can be taken together. These
7 items concern Stipulated Agreements for public safety
8 improvements at highway-rail grade crossings in
9 DuPage, Madison and Marion Counties. In each case
10 Staff recommends entry of a Supplemental Order
11 approving the extension of time.

12 Is there any discussion?

13 (No response.)

14 Any objections?

15 (No response.)

16 Hearing none, the Orders are entered.

17 Item RR-8 is Docket Number T11-0017.

18 This is a Stipulated Agreement regarding public
19 safety improvements at a highway-rail grade crossing
20 in Adams County. Staff recommends entry of a Second
21 Supplemental Order reinstating the obligated funds.

22 Is there any discussion?

1 (No response.)

2 Any objections?

3 (No response.)

4 Hearing none, the Order is entered.

5 On to Motor Carriers, Item MC-1

6 through MC-8 (175417MC, 173299MC, 179108MC, 176802MC,
7 180746MC, 178913MC, 168580MC, 182478MC) can be taken
8 together. These items are Stipulated Settlement
9 Agreements for alleged violations of the Illinois
10 Commercial Transportation Law. In each case our
11 Transportation counsel recommends entry of an Order
12 adopting the Settlement Agreement.

13 Is there any discussion?

14 (No response.)

15 Any objections?

16 (No response.)

17 Hearing none, the Orders are entered.

18 Item MC-9 (183002MC) is Specialty

19 Movers' application for household goods property
20 motor carrier authority under the Illinois Commercial
21 Transportation Law. ALJ Duggan recommends entry of
22 an Order granting the application.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the Order is entered.

6 Moving now to Collateral Recovery,
7 Item CR-1 (183780MC) will be held for disposition at
8 a future Commission proceeding.

9 Item CR-2 (184122MC) is Joseph Charles
10 McMahon, II's, application to serve as a reposessor
11 under the Collateral Recovery Act. ALJ Duggan
12 recommends entry of an Order granting the
13 application.

14 Is there any discussion?

15 (No response.)

16 Any objections?

17 (No response.)

18 Hearing none, the Order is entered.

19 Mr. Matrisch, is there any further
20 Transportation business to come before the Commission
21 today?

22 MR. MATRISCH: No, Chairman. Thank you.

1 CHAIRMAN SCOTT: Thank you, sir. Hearing none,
2 that concludes today's Transportation agenda.

3 TRANSPORTATION SESSION CONCLUDED

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