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BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH MEETING

(TRANSPORTATION)

Chicago, Illinois
Wednesday, July 11, 2012

Met, pursuant to notice, at 10:30 a.m. in
the Main Room, Eighth Floor, 160 North LaSalle
Street, Chicago, Illinois.

PRESENT:

DOUGLAS P. SCOTT, Chairman

LULA M. FORD, Commissioner via teleconference

ERIN M. O'CONNELL-DIAZ, Commissioner

JOHN T. COLGAN, Commissioner

ANN McCABE, Commissioner

SULLIVAN REPORTING COMPANY, by
Alisa A. Sawka, CSR, RPR
License No. 084-004588

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PROCEEDINGS

CHAIRMAN SCOTT: Pursuant to the provisions of the Open Meeting Act, I now convene a regularly scheduled Bench Session of Illinois Commerce Commission. With me in Chicago are Commissioner O'Connell-Diaz, Commissioner Colgan and Commissioner McCabe. I'm Chairman Scott. We have a quorum.

We also have Commissioner Ford available by phone.

I move to allow Commissioner Ford to participate in today's meeting by phone.

Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say, Aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 4 to nothing and Commissioner Ford may participate in today's meeting by phone.

Welcome, Commissioner.

1 A VOICE: Chairman, I don't believe she's
2 called in yet.

3 CHAIRMAN SCOTT: Okay. Would you let us know
4 when she does.

5 A VOICE: Yes.

6 CHAIRMAN SCOTT: Thank you.

7 Before moving into the agenda
8 according to Section 1700.10 of Title 2 of the
9 Administrative Code this is the time we allow members
10 of the public to address the Commission. Members of
11 the public wishing to address the Commission must
12 notify the Chief Clerk's Office at least 24 hours
13 prior to the Commission meeting. According to the
14 Chief Clerk's Office, we have four requests to speak
15 at today's Bench Session.

16 *****

17 That concludes the public comment
18 portion of today's agenda.

19 We will move first into the
20 Transportation Agenda. Up first is the approval of
21 Minutes from our May 16th and June 16th Bench
22 Sessions. We will take those together.

1 Is there a motion to approve these two
2 separate?

3 COMMISSIONER O'CONNELL-DIAZ: So moved.

4 CHAIRMAN SCOTT: Is there a second?

5 COMMISSIONER MCCABE: Second.

6 COMMISSIONER COLGAN: Second.

7 COMMISSIONER FORD: It's been moved and
8 seconded.

9 All in favor say, Aye.

10 (Chorus of ayes.)

11 CHAIRMAN SCOTT: Any opposed?

12 (No response.)

13 CHAIRMAN SCOTT: The vote is 5 to nothing and
14 the Transportation Minutes from our May 16th and
15 June 6th Bench Sessions are approved.

16 Turning to the Railroad Section. Item
17 RR-1 is Docket No. T11-0109. This is a Petition by
18 Union Pacific Railroad Company seeking authority for
19 a rail crossing reconstruction project in Bureau
20 County.

21 The Company has filed a motion to
22 withdraw its Petition and ALJ Duggan recommends entry

1 of an Order granting the Motion to Withdraw.

2 Is there any discussion?

3 (No response.)

4 CHAIRMAN SCOTT: Is there a Motion to enter the
5 Order?

6 COMMISSIONER COLGAN: So moved.

7 CHAIRMAN SCOTT: Is there a second?

8 COMMISSIONER MCCABE: Second.

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

10 All in favor say, Aye.

11 (Chorus of ayes.)

12 CHAIRMAN SCOTT: Any opposed?

13 (No response.)

14 CHAIRMAN SCOTT: The vote is 5 to nothing. The
15 Order is entered and the Petition is dismissed.

16 We will use this 5 to nothing vote for
17 the remainder of the Transportation Agenda unless
18 otherwise noted.

19 Items RR-2 through RR-5 can be taken
20 together. These items concern stipulated agreements
21 regarding public safety improvements at highway-rail
22 grade crossings across Illinois. In each case Staff

1 recommends entry of an Order accepting the stipulated
2 agreement.

3 Is there any discussion?

4 (No response.)

5 CHAIRMAN SCOTT: Any objections?

6 (No response.)

7 CHAIRMAN SCOTT: Hearing none, the Orders are
8 entered.

9 Item RR-6 is Docket No. T10-0124.
10 This is a Petition by Union Pacific seeking
11 authorization for a grade crossing modification
12 project in Cook County. ALJ Kirkland-Montaque
13 recommends entry of a Supplemental Order granting
14 additional time for the project's completion.

15 Is there any discussion?

16 (No response.)

17 CHAIRMAN SCOTT: Any objections?

18 (No response.)

19 CHAIRMAN SCOTT: Hearing none, the Supplemental
20 Order is entered.

21 Now on to Motor Carriers. Item MC-1
22 concerns a stipulated settlement agreement for

1 alleged violations of the Illinois Commercial
2 Transportation Law by Creative Trucking Corporation.
3 Our Transportation Counsel recommends entry of an
4 Order accepting the settlement agreement.

5 Is there any discussion?

6 (No response.)

7 CHAIRMAN SCOTT: Any objections?

8 (No response.)

9 CHAIRMAN SCOTT: Hearing none, the Order is
10 entered.

11 Item MC-2 is an Application for
12 renewal of Reliable Recovery Services' Commercial
13 Relocation Towing License. Our Transportation
14 Counsel recommends entry of an Order approving the
15 Company's renewal application.

16 Is there any discussion?

17 (No response.)

18 CHAIRMAN SCOTT: Any objections?

19 (No response.)

20 CHAIRMAN SCOTT: Hearing none, the Order is
21 entered.

22 Mr. Matrish, is there any further

1 Transportation business to come before the Commission
2 today?

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

4 CHAIRMAN SCOTT: Thank you, sir.

5 Hearing none, that concludes today's
6 Transportation Agenda.

7 (Whereupon, the Public Utility
8 Agenda is contained in a
9 separate transcript.)

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