

1 **BEFORE THE**
2 **ILLINOIS COMMERCE COMMISSION**

3 **BENCH SESSION**
4 **(TRANSPORTATION)**

5
6 **Springfield, Illinois**

7 **Wednesday, November 28, 2012**

8
9 **Met, pursuant to notice, at 10:30 a.m.**

10 **in the Audiovisual Conference Room, Second Floor,**
11 **Ieland Building, 527 East Capitol Avenue,**
12 **Springfield, Illinois.**

13 **PRESENT:**

14 **MR. DOUGLAS P. SCOTT, Chairman**

15 **MS. LULA M. FORD, Commissioner**
 (Via audiovisual conference)

16 **MS. ERIN M. O'CONNELL-DIAZ, Commissioner**
17 **(Via audiovisual conference)**

18 **MR. JOHN T. COLGAN, Commissioner**

19 **MS. ANN McCABE, Commissioner**

20
21 **L.A. COURT REPORTERS**

By: Carla J. Boehl, Reporter

22 **CSR #084-002710**

1 PROCEEDINGS

2 CHAIRMAN SCOTT: Pursuant to the provisions of
3 the Open Meetings Act, I now convene a regularly
4 scheduled Bench Session of the Illinois Commerce
5 Commission. With me in Springfield are Commissioner
6 Colgan and Commissioner McCabe. With us in Chicago
7 are Commissioner Ford and Commissioner
8 O'Connell-Diaz. I am Chairman Scott. We have a
9 quorum.

10 Before moving into the agenda,
11 according to Section 1700.10 of Title II of the
12 Administrative Code this is the time we allow members
13 of the public to address the Commission. Members of
14 the public wishing to address the Commission must
15 notify the Chief Clerk's Office at least 24 hours
16 prior to Commission meetings. According to the Chief
17 Clerk's Office we have one request to speak at
18 today's Bench Session. The request today comes from
19 Gary and Debbie Davidson.

20 (Whereupon the Commission heard
21 the aforementioned public
22 comments.)

1 CHAIRMAN SCOTT: That concludes the public
2 comment portion of today's agenda. We will begin
3 today with the Transportation agenda and the Railroad
4 section.

5 Item RR-1 is Docket Number T12-0123.
6 This items concern a petition for the authorization
7 of safety improvements at a crossing in Christian
8 County. ALJ Duggan recommends entry of an Order
9 authorizing the reconstruction project.

10 Is there any discussion?

11 (No response.)

12 Is there a motion to enter the Order?

13 COMMISSIONER COLGAN: So moved.

14 CHAIRMAN SCOTT: Is there a second?

15 COMMISSIONER McCABE: Second.

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

17 All in favor say aye.

18 COMMISSIONERS: Aye.

19 CHAIRMAN SCOTT: Any opposed?

20 (No response.)

21 The vote is five to nothing, and the
22 Order is entered.

1 We will use this five to nothing vote
2 for the remainder of today's Transportation agenda,
3 except where otherwise noted.

4 Items RR-2 through RR-4 (T11-0057,
5 T11-0060, T09-0092) can be taken together. These
6 items are stipulated agreements for public safety
7 improvements at highway-rail grade crossings across
8 Illinois. In each case Staff recommends entry of a
9 Supplemental Order granting additional time or
10 funding for the project's completion.

11 Is there any discussion?

12 (No response.)

13 Any objections?

14 (No response.)

15 Hearing none, the Orders are entered.

16 Moving on to Motor Carriers, Items
17 MC-1 through MC-3 can be taken together. These items
18 concerns alleged violations of the Illinois
19 Commercial Transportation Law. In each case our
20 Transportation counsel recommends entry of an Order
21 accepting the Stipulated Settlement Agreement with
22 respect to the alleged violation.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the Orders are entered.

6 Moving on now to the Collateral

7 Recovery portion of today's agenda, we have got a
8 series of applications to address which were filed
9 pursuant to the Commission's new responsibilities
10 under the Collateral Recovery Act. These are Items
11 CR-1 through CR-22. We will take these items
12 together, and these items all concern applications
13 for licensure to operate as a recovery agency, a
14 recovery manager, a reposessor of collateral or a
15 recovery agent intern. In each case the ALJ
16 recommends entry of an Order granting the
17 application.

18 Is there any discussion?

19 (No response.)

20 Are there any objections to entering
21 these orders?

22 (No response.)

1 Hearing none, the Orders are entered.

2 We have one administrative matter to
3 address. Item AM-1 concerns a citation proceeding
4 against Dalton Ingram. Final Orders in this matter
5 were entered by the Commission on August 21.

6 Mr. Ingram has since filed a Motion for Rehearing,
7 and ALJ Kirkland-Montaque recommends granting that
8 motion.

9 Is there any discussion?

10 (No response.)

11 Are there any objections to granting
12 rehearing?

13 (No response.)

14 Hearing none, the Motion for Rehearing
15 is granted.

16 Mr. Matrisch, is there any further
17 Transportation business to come before the Commission
18 today?

19 MR. MATRISCH: No, Chairman.

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

22 TRANSPORTATION SESSION CONCLUDED