

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

WISCONSIN CENTRAL LTD.,

Petitioner,

vs.

ILLINOIS DEPARTMENT OF TRANSPORTATION and  
VILLAGE OF LAKE VILLA, ILLINOIS,

Respondents.

RECEIVED  
JAN 16 2004

Illinois Commerce Commission  
RAIL SAFETY SECTION

T02-0009

Petition of Wisconsin Central Ltd. seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be constructed at Wall Street (DOT 689-738J) on the Wisconsin Central Ltd. in the Village of Lake Villa, Lake County, IL.

**PETITION FOR EXTENSION**

Now comes Wisconsin Central Ltd. ("WC") and petitions the Illinois Commerce Commission (the "Commission") for an order giving WC an extension to comply with the mandates of the Commission in this docket. In support of its Petition, WC states as follows:

1. WC is a rail carrier operating in Illinois and is a rail carrier within the meaning of the Illinois Commercial Transportation Law.
2. The Illinois Department of Transportation ("IDOT") is an agency of the State of Illinois and is subject to the jurisdiction of the Commission.
3. The Village of Lake Villa is political subdivision within the State of Illinois and is subject to the jurisdiction of the Commission.
4. Wall Street is a local road under the jurisdiction of the Village of Lake Villa.

DOCKETED

JAN 20 2004

5. WC operates a line of railroad through the Village of Lake Villa; this line crosses at-grade with Wall Street.

6. Pursuant to an order in this Docket dated May 8, 2002, the Commission required that WC construct an additional track and grade crossing across Wall Street in the Village of Lake Villa, Lake County, Illinois.

7. WC currently has until February 8, 2004 to complete the work described in Paragraph 6.

8. WC had anticipated completing the project last November. Wall Street, however, provides the only access to a significant commercial concern, Vulcan Materials Company ("Vulcan"). Vulcan needed access until late in the year, and when Vulcan allowed us to close the crossing, there was no asphalt available for crossing surfaces due to the onset of cold weather. WC needs additional time to complete the project. WC will coordinate with Vulcan regarding the crossing work and plans on installing the new crossing when asphalt becomes available in the spring. WC anticipates completion by April 30, 2004.

9. WC is requesting an extension of time until April 30, 2004, to complete the work mandated by the Commission in ICC Docket T02-0009.

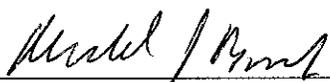
WHEREFORE, Wisconsin Central Ltd. respectfully requests that the Commission:

a) Give Wisconsin Central Ltd. until April 30, 2004, to complete work mandated in the order dated May 8, 2002 in this Docket; and

b) Provide such other and further relief as the Commission deems just and appropriate.

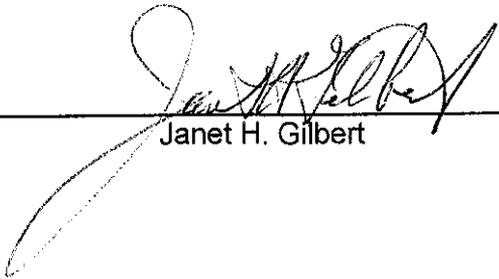
Dated at Chicago, Illinois this 15th day of January, 2004.

WISCONSIN CENTRAL LTD.

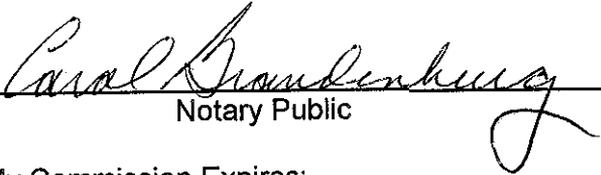
By   
Michael J. Barron, Jr.  
Counsel for Wisconsin Central Ltd.  
CN  
455 North Cityfront Plaza Drive  
Chicago, IL 60611-5317  
Phone: 312-755-7954  
Fax: 312-755-7669  
ARDC 6228809

VERIFICATION

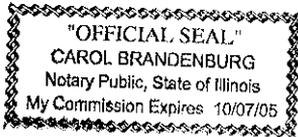
Janet H. Gilbert, being duly sworn, deposes and says that she is Assistant Secretary of Wisconsin Central Ltd., and she has read the foregoing Petition of Wisconsin Central Ltd., and that the contents thereof are true and correct to the best of her knowledge and belief.

  
\_\_\_\_\_  
Janet H. Gilbert

Subscribed and sworn to  
before me this 15<sup>TH</sup> day of  
JANUARY, 2004.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:



**STATE OF ILLINOIS**  
**ILLINOIS COMMERCE COMMISSION**

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vs.

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**NOTICE OF FILING**

Ms. Alice Brownlee  
Village Clerk  
Village of Lake Villa  
65 Cedar Avenue  
Lake Villa, IL 60046

Mr. Samuel Ach  
Chief Counsel  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Room 300  
Springfield, IL 62764

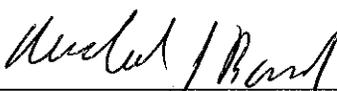
PLEASE TAKE NOTICE that we have on this 15th day of January, 2004, sent for filing with the Illinois Commerce Commission, Wisconsin Central Ltd.'s Petition for Extension in the above captioned matter, a copy of which is hereby served upon you.

WISCONSIN CENTRAL LTD.

By   
Michael J. Barron, Jr.  
Counsel for Wisconsin Central Ltd.  
CN  
455 North Cityfront Plaza Drive  
Chicago, IL 60611-5317  
Phone: 312-755-7954  
Fax: 312-755-7669  
ARDC 6228809

**CERTIFICATE OF SERVICE**

I, MICHAEL J. BARRON, JR., an attorney, certify that I served the foregoing Petition for Extension upon the respondents made party to this proceeding by enclosing copies of the foregoing in envelopes addressed to those parties as set forth below, postage prepaid, and depositing the envelopes in the United States mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 15th day of January, 2004.

  
Michael J. Barron, Jr.

Ms. Alice Brownlee  
Village Clerk  
Village of Lake Villa  
65 Cedar Avenue  
Lake Villa, IL 60046

Mr. Samuel Ach  
Chief Counsel  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Room 300  
Springfield, IL 62764