

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

ORIGINAL

CITY OF SANDWICH, DEKALB COUNTY, )  
ILLINOIS, )  
Petitioner, )  
v. )  
BURLINGTON NORTHERN SANTA FE )  
RAILWAY (BNSF) COMPANY; STATE OF )  
ILLINOIS DEPARTMENT OF TRANSPOR- )  
TATION, AND SANDWICH TOWNSHIP, )  
DEKALB COUNTY, ILLINOIS, )  
Respondents. )

Case No. T 05-0005

RECEIVED  
FEB 9 2005

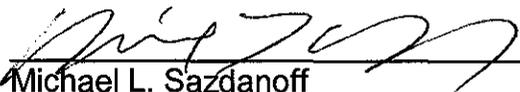
Illinois Commerce Commission  
RAIL SAFETY SECTION

Petition for an order of the Illinois  
Commerce Commission Authorizing the  
establishment of a new grade crossing at  
Fairwind Boulevard immediately north of  
US Route 34 with the track of Burlington  
Northern Santa Fe Railway (BNSF) Company  
in the City of Sandwich, DeKalb County,  
Illinois, directing thereon the installation of  
automatic protection devices and  
construction of the crossing proper and  
dividing the cost among the parties, and  
directing the closure of the existing grade  
crossing at Gletty Road with the track of the  
Burlington Northern Santa Fe Railway  
(BNSF) Company immediately north of US  
Route 34 in the City of Sandwich, and  
Sandwich Township, DeKalb County, Illinois)  
at-grade crossing in the City of Sandwich,  
DeKalb County.

APPEARANCE

We, the undersigned hereby enter our appearance as attorneys for respondent,  
BNSF Railway Company, formerly known as The Burlington Northern and Santa Fe  
Railway Company.

KENNETH J. WYSOGLAD & ASSOCIATES

  
Michael L. Sazdanoff  
Kenneth J. Wysoglad  
John Newell  
Robert J. Prendergast

Michael L. Sazdanoff  
Kenneth J. Wysoglad & Associates  
Attorneys for Respondent  
BNSF Railway Company  
118 S. Clinton Street, Suite 700  
Chicago, Illinois 60661  
(312) 441-0333

DOCKETED

FEB 9 2005

**PROOF OF SERVICE**

Michael L. Sazdanoff, being first duly sworn on oath, deposes and says that on the 7 day of FEBRUARY, 2005, he caused to be served, a true and correct copy of

**APPEARANCE** upon:

Mr. Bernard C. Paul  
231 S. Fourth Street  
DeKalb, IL 60115-3732

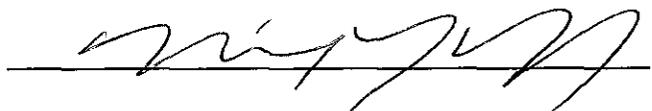
Mr. Victor Modeer  
Director Division of Highways  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Suite 300  
Springfield, IL 62764

Mr. Jerry N. Davis  
Highway Commissioner  
Sandwich Township DeKalb County, Illinois  
15 N. Green Street  
Sandwich, Illinois 60548

Mr. Norman Troeger  
Supervisor, Sandwich Township, DeKalb County, Illinois  
201 W. Center Street  
Sandwich, Illinois 60548

Mr. Mark Leemon  
Manager, Public Projects  
BNSF Railway Company  
80 44<sup>th</sup> Avenue N.E.  
Minneapolis, MN 55421

by depositing same in the U.S. Mail depository located at Adams and Clinton Streets, Chicago, Illinois in an envelope(s) with first-class postage, prepaid.

A handwritten signature in black ink, appearing to be "Michael L. Sazdanoff", written over a horizontal line.