

**ORIGINAL  
RECEIVED**  
MAY 6 2005

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission  
RAIL SAFETY SECTION

CITY OF DES PLAINES, an Illinois Municipal Corporation,

Petitioner,

vs.

UNION PACIFIC RAILROAD COMPANY and WISCONSIN  
CENTRAL LTD., and ILLINOIS DEPARTMENT OF TRANSPORTATION

) T03-0102

Respondents.

In the matter of the petition of the City of Des Plaines for an order of the  
Illinois Commerce Commission to require the respondents to pay their  
Allocable share of the costs of a major alteration of an above grade crossing)  
In the City of Des Plaines, Cook County, Illinois.

**INITIAL INTERROGATORIES TO  
PETITIONER CITY OF DES PLAINES**

TO: City of Des Plaines through Counsel:

Mr. Paul Keller  
Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C.  
140 S. Dearborn Street, 6<sup>th</sup> Floor  
Chicago, IL 60603

Illinois Department of Transportation ("IDOT") requests that Petitioner City of Des  
Plaines ("City") answer, under oath and in writing signed by an authorized representative  
of the City within 28 days of service, the following written interrogatories, serving the  
responses on counsel herein in accordance with the rules of the Illinois Commerce  
Commission:

**INTERROGATORY NO. 1:**

Describe with particularity each and every exhibit the City will offer into evidence  
in this docket

**DOCKETED**  
MAY 6 2005

BV-BC

**INTERROGATORY NO. 2:**

Identify by full name, current address and telephone number each person the City will call to testify at hearings in this docket, summarizing the testimony each such witness is likely to give.

**INTERROGATORY NO. 3:**

Identify by full name, address and telephone number each person the City will retain to testify as an expert at evidentiary hearings in this docket as an expert witness, indicating the field of expertise for such experts, and indicating in detail the opinions and conclusions the expert will express summarizing the factual basis thereof.

**INTERROGATORY NO. 4:**

Describe with particularity the reasons for the assertion in Paragraph 15 of the City's Petition that "straightening the "S" curve is necessary to eliminate the hazardous conditions created by the Crossing."

**INTERROGATORY NO. 5:**

Describe with particularity the reasons for the assertion in Paragraph 15 of the City's Petition that the, "increase in commuter and freight rail traffic will soon exceed the capacity of the rail intersection at the Crossing, resulting in significant delays," and that, "any increase in rail traffic over the existing bridge is likely to increase the deterioration of the bridge and its unsafe condition..."

THESE INTERROGATORIES ARE INTENDED TO BE CONTINUING TO THE FULLEST EXTENT CONTEMPLATED BY THE RULES OF THE ILLINOIS COMMERCE COMMISSION. PETITIONER IS ASKED TO UPDATE RESPONSES REASONABLY AS ADDITIONAL INFORMATION BECOMES KNOWN TO IT (OR TO ITS AGENTS, INCLUDING ITS LAWYER(S) AND WITHOUT THE NECESSITY OF IDOT MAKING ANY FURTHER REQUEST.

Dated: May 4, 2005

Respectfully submitted,

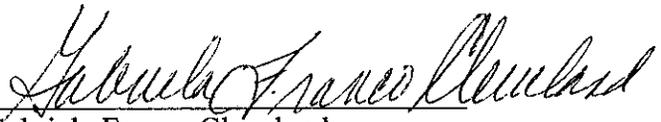
ILLINOIS DEPARTMENT OF TRANSPORTATION

By  \_\_\_\_\_  
Richard A. Christopher  
Deputy Director  
Illinois Department of  
Transportation  
310 S. Michigan Avenue  
Chicago, IL 60604  
Tel: 312/793-4838



## PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 5<sup>th</sup> day of May 2005:

  
Gabriela Franco Cleveland  
Assistant Chief Counsel  
Illinois Department of Transportation  
310 S. Michigan Avenue, suite 1607  
Chicago, Illinois 60604  
312/793-3487

Anthony Arredia  
Acting Mayor  
City of Des Plaines  
1420 Miner Street  
Des Plaines, IL 60016-4400

Michael J. Barron, Jr.  
General Attorney  
Wisconsin Central Ltd.  
17641 South Ashland Avenue  
Homewood, IL 60430

Ms. Diana G. Collins  
Special Assistant Attorney General  
160 N. LaSalle Street, suite C-800  
Chicago, IL 60601

Roy P. Farwell  
Union Pacific Railroad Company  
210 N. 13<sup>th</sup> St. , Room 2000  
St. Louis, MO 63103-2388

Paul N. Keller  
Ancel Glink Diamond  
Bush DiCianni & Rolek  
140 S. Dearborn, suite 600  
Chicago, IL 60603

Donna McAllister  
City Clerk  
City of Des Plaines  
1420 Miner Street  
Des Plaines, IL 60016-4400

Dave McKernan  
Union Pacific Railroad Company  
100 N. Broadway, # 1500  
St. Louis, MO 63102

Mack H. Shumate, Jr.  
Union Pacific Railroad Company  
101 N. Wacker Drive, suite 1920  
Chicago, IL 60606

Mr. Brian Vercruysse  
Illinois Commerce Commission  
527 E. Capitol Avenue  
Springfield, IL 62701