

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

THE BURLINGTON NORTHERN AND SANTA FE )  
RAILWAY COMPANY; CARROLL COUNTY, ILLINOIS; )  
ELKHORN GROVE TOWNSHIP, CARROLL COUNTY, )  
ILLINOIS; AND ELKHORN GROVE ROAD DISTRICT, )  
CARROLL COUNTY, ILLINOIS, )

Petitioners, )

v. )

STATE OF ILLINOIS, DEPARTMENT TRANSPORTATION, )  
Respondents. )

T00-0089

RECEIVED  
JUN 18 2007

Illinois Commerce Commission  
RAIL SAFETY SECTION

Petition for an order from the Illinois Commerce Commission )  
authorizing the reopening of the at grade crossing located at )  
the tracks of The Burlington Northern and Santa Fe Railway )  
Company ("BNSF") and Grandview Road (TR 198), Milepost )  
118.88, DOT No. 069 857G; Authorize the construction )  
of a grade separation at the intersection of the track of )  
BNSF and Grandview Road (TR 198), Milepost 118.88, )  
DOT No. 068 857G; authorize the reconstruction of the )  
grade separation structure located at the track of BNSF and )  
Sunshine Road (TR 199), Milepost 119.63, DOT No. 069 )  
861W; order the permanent closer of the grade separation )  
located at track of BNSF and Goose Rd.(TR 193A), Milepost )  
118.40, DOT No. 069 855T; with any such cost to be borne )  
by the parties in accordance with law and that a substantial )  
portion of the cost be borne by the Grade Crossing )  
Protection Fund. )

**MOTION FOR LEAVE TO SUBSTITUTE COUNSEL**

Now come Daley & Mohan P.C., attorneys at law, and represent to the Illinois  
Commerce Commission that they have been requested by petitioner, BNSF Railway  
Company, formerly known as The Burlington Northern and Santa Fe Railway Company, to  
appear in this cause in its behalf effective July 1, 2007, and in the place of and instead of  
Kenneth J. Wysoglad & Associates, attorneys who have heretofore appeared for petitioner,  
and move for an order of Illinois Commerce Commission allowing Daley & Mohan P.C. to

DOCKETED

JUN 19 2007

enter their appearance in place of and as substitutes for Kenneth J. Wysoglad & Associates  
in accordance with the attached substitution of attorneys.



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DALEY & MOHAN P.C.  
150 N. Wacker Drive  
Suite 1550  
Chicago, IL 60606  
(312) 422-9999

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

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**THE BURLINGTON NORTHERN AND SANTA FE  
RAILWAY COMPANY; CARROLL COUNTY, ILLINOIS;  
ELKHORN GROVE TOWNSHIP, CARROLL COUNTY,  
ILLINOIS; AND ELKHORN GROVE ROAD DISTRICT,  
CARROLL COUNTY, ILLINOIS,**

**Petitioners,**

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**T00-0089**

**STATE OF ILLINOIS, DEPARTMENT TRANSPORTATION,  
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**SUBSTITUTION OF ATTORNEYS**

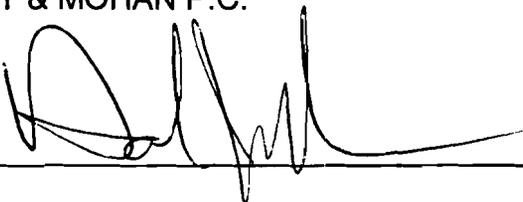
Kenneth J. Wysoglad & Associates hereby withdraw our appearance for the petitioner BNSF Railway Company, a corporation, f/k/a The Burlington Northern and Santa Fe Railway Company, in the above-entitled cause.

KENNETH J. WYSOGLAD & ASSOCIATES

  
Michael L. Sazdanoff

Daley & Mohan P.C. hereby enter our appearance for the petitioner, BNSF Railway Company, a corporation, f/k/a The Burlington Northern and Santa Fe Railway Company, in the above entitled cause.

DALEY & MOHAN P.C.



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DALEY & MOHAN P.C.  
150 N. Wacker Drive  
Suite 1550  
Chicago, IL 60606  
(312) 422-9999

**PROOF OF SERVICE**

Robert J. Prendergast, being first duly sworn on oath, deposes and says that on the 15 day of JUNE, 2007, he caused to be served, a true and correct copy of **MOTION FOR LEAVE TO SUBSTITUTE COUNSEL** upon:

Kevin VanDenDooren  
County Engineer  
Carroll County  
10735 Mill Road  
Mount Carroll, Illinois 61053

Mr. Milton Sees, P.E.  
Director of Highways, IDOT  
Attn: Jeff Harpring, Rm. 205  
2300 S. Dirksen Parkway  
Springfield, IL 62764

Ms. Ellen J. Schanzle-Haskins  
Chief Counsel - IDOT  
2300 S. Dirksen Pkwy, Rm. 300  
Springfield, IL 62764

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

  
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DALEY & MOHAN, P.C.  
150 N. Wacker Drive  
Suite 1550  
Chicago, IL 60606  
(312) 422-9999