

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS, ILLINOIS DEPARTMENT OF )  
TRANSPORTATION, )  
 )  
 ) Petitioner, )  
 )  
 ) v. )  
 ) BNSF RAILWAY COMPANY, )  
 )  
 ) Respondent. )

Case No. T06-0047

Petition for an order granting authority to )  
construct five (5) new grade separation structures )  
carrying the newly constructed four (4) lane )  
expressway to be known as Illinois Route 336 )  
over and under the mainline track LS-11 of the )  
BNSF Railway Company; construction of a )  
temporary railroad shoo-fly and the closure of an )  
at grade crossing all within a project area )  
beginning at the western edge of Macomb, )  
McDonough County, Illinois and extending )  
westerly approximately 10 miles to the )  
McDonough/Hancock County line. )

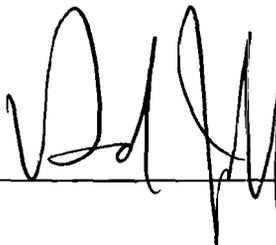
RECEIVED

JUN 22 2007

Illinois Commerce Commission  
RAIL SAFETY SECTION

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 Respondent BNSF 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 Respondent, and move for an order of Illinois Commerce Commission  
allowing Daley & Mohan, P.C. to enter their appearance in place of and as substitutes for  
Kenneth J. Wysoglad & Associates in accordance with the attached substitution of  
attorneys.

By:  \_\_\_\_\_

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

DOCKETED

JUN 22 2007

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

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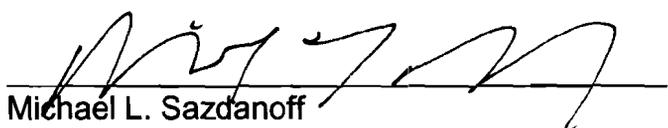
Illinois Commerce Commission  
RAIL SAFETY SECTION

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**SUBSTITUTION OF ATTORNEYS**

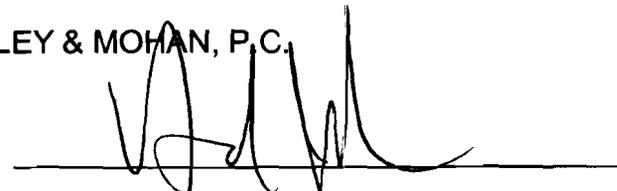
Kenneth J. Wysoglad & Associates hereby withdraw our appearance for respondent  
BNSF Railway Company, in the above-entitled cause.

KENNETH J. WYSOGLAD & ASSOCIATES

  
Michael L. Sazdanoff

Daley & Mohan, P.C. hereby enter our appearance for the respondent, BNSF  
Railway Company, in the above-entitled cause.

DALEY & MOHAN, P.C.

By: 

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

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**PROOF OF SERVICE**

Robert J. Prendergast, being first duly sworn on oath, deposes and says that on the 20 day of JUNE, 2007, he caused to be served, a true and correct

copy of **MOTION FOR LEAVE TO SUBSTITUTE COUNSEL** upon:

Mr. Thomas Benson  
Special Assistant Attorney General  
Illinois Department of Transportation  
2300 S. Dirksen Parkway, Rm. 311  
Springfield, IL 62764

Mr. Henry Humphries  
Railroad Section  
Illinois Commerce Commission  
527 E. Capitol Avenue  
Springfield, IL 62701

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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