

STATE OF ILLINOIS

ORIGINAL

ILLINOIS COMMERCE COMMISSION

Illinois Central Railroad Company; the Benton Township, and the State of Illinois, Department of Transportation. :

Stipulated Agreement regarding improving public safety at the crossings of the Company's track with public highways known as South Stuyvesant Street and Bennett Road located near Benton, Franklin County, Illinois, designated as crossings AAR/DOT 293 723W and 293 724D, mileposts 90.80-GE and 91.40-GE, respectively. : T02-0119

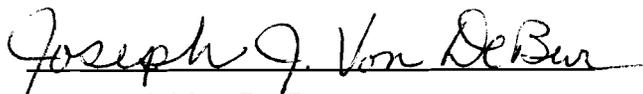
STAFF RESPONSE TO PETITION TO REOPEN

NOW comes Staff of the Illinois Commerce Commission ("Commission"), by and through its Railroad Safety Specialist, Joseph J. Von De Bur, and in response to the Illinois Central Railroad Company, Commission Staff responds as follows:

The Illinois Commerce Commission Staff requests that a hearing be scheduled to review the Petitioner's request.

In order to avoid redundant testimony, Staff also requests that hearings in Dockets T02-0020, T02-0060, T02-0061 and T03-0058 be scheduled in conjunction with any hearing in Docket T02-0119. All are Petitions to Reopen submitted by the Illinois Central Railroad Company for similar projects, and all deal with the same central issue.

Respectfully submitted,  
ILLINOIS COMMERCE COMMISSION



Joseph J. Von De Bur  
Railroad Safety Specialist

Dated: January 3, 2008  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, Illinois 62701  
Telephone (217) 557-1286

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**STATE OF ILLINOIS**

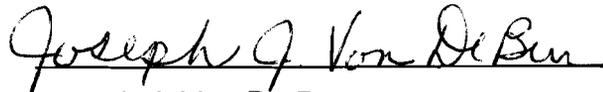
**ILLINOIS COMMERCE COMMISSION**

Illinois Central Railroad Company; the Benton Township, and the State of Illinois, Department of Transportation. :  
: :  
: :  
Stipulated Agreement regarding improving public safety at the : T02-0119  
crossings of the Company's track with public highways known as :  
South Stuyvesant Street and Bennett Road located near Benton, :  
Franklin County, Illinois, designated as crossings AAR/DOT 293 :  
723W and 293 724D, mileposts 90.80-GE and 91.40-GE, :  
respectively. :

**NOTICE OF FILING**

TO ALL PARTIES OF RECORD:

PLEASE TAKE NOTICE that a Staff Response TO PETITION TO REOPEN in the above entitled matter has been filed with the Illinois Commerce Commission this 3<sup>rd</sup> day of January, 2008. In addition, a copy of the aforementioned response has been sent to all parties of record.



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**A copy of this response was sent to the following parties via US Mail:**

Director of Highways-IDOT ATTN: Jeff Harpring, Room 205 2300 South Dirksen Parkway Springfield, IL 62764	Mr. Freddie Kerley Benton Township – Supervisor 1001 East Main Street Benton, IL 62812
Mr. David Garavalia Benton Township – Clerk 11942 State Highway 37 Benton, IL 62812	Mr. Terry L. Ray Benton Township – Highway Commissioner 9301 Crawford St. Benton, IL 62812
Ms. Ellen J. Schanzle-Haskins Chief Counsel Illinois Department of Transportation 2300 South Dirksen Parkway, Room 300 Springfield, IL 62764	Mr. Lance Jones Deputy Chief Counsel Illinois Department of Transportation 2300 South Dirksen Parkway, Room 300 Springfield, IL 62764
Mr. James M. Kvedaras Canadian National/Illinois Central 17641 South Ashland Avenue Homewood, IL 60430	Mr. John M. Henriksen Manager of Public Works Canadian National/Illinois Central 17641 Ashland Avenue Homewood, IL 60430
Mr. Thomas J. Healey Counsel-Regulatory Illinois Central Railroad Company 17641 South Ashland Avenue Homewood, IL 60430	Mr. Michael J. Barron, Jr. Fletcher & Sippel, LLC Attorney – Illinois Central Railroad Company 29 N. Wacker Dr., Suite 920 Chicago, IL 60602-2832