

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

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JUN 24 2008

Williamson County, Illinois,
Petitioner,

Illinois Commerce Commission
RAIL SAFETY SECTION

v.

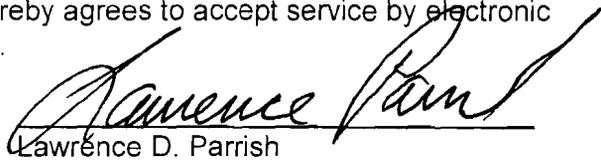
T08-0086

Illinois Department of Transportation,
Respondent.

Petition for an Order from the Illinois Commerce Commission to reconstruct the existing overhead highway grade separation structure which carries T.R. 557 (Limb Branch Road) (US/DOT #068 979H Milepost 182.78) over BNSF Railway Company tracks and order allowing the private crossing (US/DOT #068 978 Milepost 182.70) to be used temporarily by the public during replacement of aforementioned adjacent structure.

Appearance

Now comes the undersigned, Lawrence D. Parrish, and hereby enters his appearance for and on behalf of the Illinois Department of Transportation in the above captioned proceeding. The Department hereby agrees to accept service by electronic means as provided for in Section 200.1050.



Lawrence D. Parrish
Special Assistant Attorney General
300 W. Adams – 2nd floor
Chicago, Illinois 60606
(312)793-5737
E-Mail: Lawrence.Parrish@illinois.gov

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ANSWER

Now Comes, Petitioner, State of Illinois, Illinois Department of Transportation, by and through its Attorney General, Lisa Madigan, Attorney general for the State of Illinois, and in response to the Verified Petition of Williamson County filed herein state as follows:

1. Respondent Illinois Department of Transportation admits the allegations in paragraph 1 of the Verified Petition.
2. Respondent Illinois Department of Transportation admits the allegations in paragraph 2 of the Verified Petition.
3. Respondent Illinois Department of Transportation admits the allegations in paragraph 3 of the Verified Petition.
4. Respondent Illinois Department of Transportation admits the allegations in paragraph 4 of the Verified Petition.
5. Respondent Illinois Department of Transportation in response to the allegations in paragraph 5 of the Verified Petition states that while it has no information readily available to affirm the allegations contained therein, it has no reason to believe said allegations to be false.
6. Respondent Illinois Department of Transportation neither admits nor denies the allegations in paragraph 6 of the Verified Petition and demands strict proof thereof.

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7. Respondent Illinois Department of Transportation neither admits nor denies the allegations in paragraph 7 of the Verified Petition and demands strict proof thereof.
8. Respondent Illinois Department of Transportation neither admits nor denies the allegations in paragraph 8 of the Verified Petition and demands strict proof thereof.
9. Respondent Illinois Department of Transportation neither admits nor denies the allegations in paragraph 9 of the Verified Petition and demands strict proof thereof.
10. Respondent Illinois Department of Transportation in response to the allegations in paragraph 10 of the Verified Petition states that while it has no information readily available to affirm the allegations contained therein, it has no reason to believe said allegations to be false.

WHEREFORE, Respondent Illinois Department of Transportation having fully answered the Verified Petition filed herein, respectfully requests the Illinois Commerce Commission hold a hearing in this regard requiring Petitioner, Williamson County.

Respectfully submitted,
ILLINOIS DEPARTMENT OF TRANSPORTATION

Lisa Madigan
Attorney General

By:


Lawrence D. Parrish
Special Assistant Attorney General
300 W. Adams – 2nd floor
Chicago, Illinois 60606
(312)793-5737
E-Mail: Lawrence.Parrish@illinois.gov

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during replacement of aforementioned adjacent structure.

NOTICE OF FILING

Please take notice that I have this 20th day of June, 2008, filed the attached
Appearance and Answer in the above entitled matter with the Illinois Illinois Commerce
Commission. In addition, a copy of the aforementioned Appearance and Answer have
been sent to all parties of record via first class mail.



Lawrence D. Parrish
Special Assistant Attorney General
300 W. Adams – 2nd floor
Chicago, Illinois 60606
(312)793-5737
E-Mail: Lawrence.Parrish@illinois.gov

Service List for Case T08-0086

John Perdotti
Hurst-Rosche Engineers, Inc.
1400 East Tremont Street
Hillsboro, IL 62049

Robert J. Prendergast
Daley Mohan Groble, P.C.
55 West Monroe Street, Suite 1600
Chicago, IL 60603

James J. Webb, County Engineer
Williamson County Highway Dept.
1817 N. Court St.
Marion, IL 62959

Craig N. Rasmussen, Manager, Public Projects
BNSF Railway Company
80 44th Avenue N.E.
Minneapolis, MN 55421

W. Douglas Werner
Esquire
BNSF Railway
P.O. Box 961039
Fort Worth, TX 76161-0039