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Illinois Commerce Commission
RAIL SAFETY SECTION

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

County of Jefferson,)
)
 Petitioner)
)
 vs.)
)
 Illinois Central Railroad Company,)
)
 Respondent.)
)
 Petition to remove the existing grade separation structure carrying)
 Scheller Lane over the Illinois Central Railroad Company track and)
 construct a new roadway on embankment over the existing Railroad)
 right of way situated near the City of Scheller, Jefferson County,)
 Illinois, and apportioning cost thereof.)

T08-0123

MOTION FOR CONTINUANCE

NOW COMES Illinois Central Railroad Company ("IC"), through its attorney, Michael J. Barron, Jr., and for its Motion for Continuance in the above-captioned matter states as follows:

1. The Illinois Commerce Commission ("Commission") has set this matter for hearing on February 25, 2009.
2. IC is a respondent in the matter.
3. Due to schedule conflicts, IC will not have its key representative in the matter available for participation in the hearing and for testimony on that date.
4. In order to ensure the process moves quickly and efficiently and in order to be able to close the record upon conclusion of the hearing, IC would like to be able to have its key representative available for the hearing when the hearing in this docket takes place.
5. Therefore, IC desires to continue this matter to March 4, 2009.

DOCKETED

JU. JOB

5. IC has consulted with representatives of Jefferson County and the Commission staff and they do not object to this Motion for Continuance.

6. IC appreciates the cooperation of the Commission in this matter.

WHEREFORE, IC respectfully requests that the Commission continue the hearing in this docket until March 4, 2009.

RESPECTFULLY SUBMITTED,
ILLINOIS CENTRAL RAILROAD COMPANY

By: 

Attorney for Illinois Central Railroad Co.

Dated: February 20, 2009

Michael J. Barron, Jr.
FLETCHER & SIPPEL LLC
29 North Wacker Drive
Suite 920
Chicago, Illinois 60606-2832
Phone: (312) 252-1500
Facsimile: (312) 252-2400
ARDC # 6228809

CERTIFICATE OF SERVICE

The undersigned certifies that copies of the foregoing instrument were served upon the addresses listed below by U.S. Mail on this 20th day of February, 2009.

Lance T. Jones
Deputy Chief Counsel
Illinois Department of Transportation
2300 South Dirksen Parkway, Suite 311
Springfield, Illinois 62764

Christine Reed
Director of Highways – IDOT
ATTN: Jeff Harping, Room 205
2300 South Dirksen Parkway
Springfield, Illinois 62764

Ellen Schanzle-Haskins
Chief Counsel – IDOT
2300 South Dirksen Parkway, Room 300
Springfield, Illinois 62764

Steven Schnake
Jefferson County Highway Engineer
750 Old Fairfield Road
Mt. Vernon, Illinois 62864

Joseph VonDeBur
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701



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NOTICE OF FILING

Lance T. Jones
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Illinois Department of Transportation
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Springfield, Illinois 62764

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ATTN: Jeff Harping, Room 205
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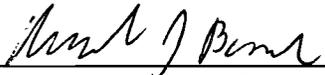
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Joseph VonDeBur
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62701

PLEASE TAKE NOTICE that we have on this 20th day of February, 2009, sent for filing with the Illinois Commerce Commission, the attached Motion for Continuance in the above captioned matter, a copy of which is hereby served upon you.

ILLINOIS CENTRAL RAILROAD COMPANY

By: 

Michael J. Barron, Jr.
Fletcher & Sippel LLC
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