

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

RECEIVED
MAR 11 2009
ILLINOIS COMMERCE COMMISSION
RAIL SAFETY SECTION

ORIGINAL

CITY OF CHICAGO, Illinois

Petitioner,

vs.

Norfolk Southern Railroad, Northern Indiana Commuter
Transportation District and the Illinois Department of
Transportation

Respondents,

Petition to create grade separation crossings and
to close at-grade crossings at 130th Street and Torrence
Avenue, through the reconstruction of 130th Street,
Brainard Avenue and Torrence Avenue, impacting
the tracks of Norfolk Southern and the Northern Indiana
Commuter Transportation District/ Illinois Indiana
Development Corporation and other relief, in Cook County)
Illinois.)

ICC Docket No. T08- 0128

AGREED MOTION FOR CONTINUANCE

The City of Chicago ("City"), by its attorney Mara S. Georges, Corporation Counsel, hereby requests a continuance of the status hearing scheduled in this matter. In support of the motion, the City states as follows:

1. This matter is scheduled for a status hearing on Wednesday, March 11, 2009 at 2:00 p.m..
2. Since our last status hearing, the parties have been working together to address certain issues. In this regard, a meeting was held between Norfolk Southern and the City of Chicago on February 4, 2009. The meeting was highly productive, resulting in the exchange of additional information and the narrowing of issues.

DOCKETED

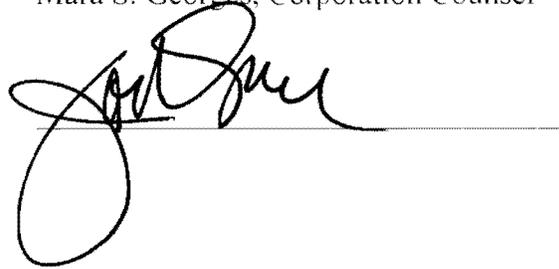
MAR 11 2009

3. I have spoken to the parties and the parties agree that it would be more beneficial for the scheduled status hearing to be cancelled and for the Administrative Law Judge to schedule another status hearing during the week of March 23, 2009 or the week of March 30, 2009.

WHEREFORE, the City of Chicago, prays that the status hearing scheduled for March 11, 2009 be cancelled and a new status hearing be scheduled to sometime during the week of March 23, 2009 or the week of March 30, 2009.

Respectfully submitted,

CITY OF CHICAGO
Mara S. Georges, Corporation Counsel

A handwritten signature in black ink, appearing to read 'Mara S. Georges', is written over a horizontal line. The signature is stylized and cursive.

Jack A. Pace
Senior Counsel
City of Chicago Law Department
30 N. La Salle Street, Suite 900
Chicago, Illinois 60602
312-744-6997

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

CITY OF CHICAGO, Illinois)
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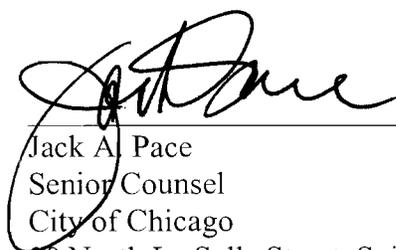
ICC Docket No. T08-0128

NOTICE OF FILING

TO: SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE THAT ON THIS DATE I caused to be filed with the Illinois Commerce Commission, 527 East Capitol Avenue, P.O. Box 19280, Springfield, Illinois 62794-9280, an AGREED MOTION FOR CONTINUANCE

Dated: March 10, 2009

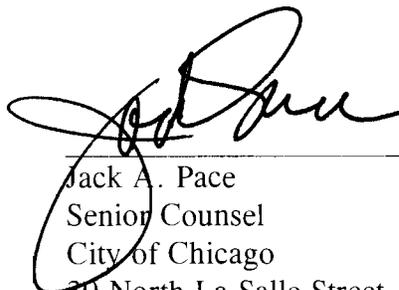


Jack A. Pace
Senior Counsel
City of Chicago
30 North La Salle Street, Suite 900
Chicago, Illinois 60602
312-744-6997

CERTIFICATE OF SERVICE

I, Jack A. Pace, an attorney, hereby certify that a copy of the foregoing City of Chicago Agreed Motion for Continuance was served upon the party or parties listed on the attached service list, by hand delivery, facsimile or by first class mail, postage prepaid, from Suite 900, 30 North La Salle Street, Chicago, Illinois 60602, in accordance with the Rules of Practice of the Illinois Commerce Commission.

Dated: March 10, 2009

A handwritten signature in black ink, appearing to read "Jack A. Pace", is written over a horizontal line. The signature is stylized and cursive.

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