

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Dakota Access, LLC)	
)	
Application pursuant to Section 15-401 of)	Docket #14-0754
the Common Carrier by Pipeline Law and)	
Sections 8-503 and 8-509 of the Public)	
Utilities Act and for a Certificate of Good)	
Standing and Related Authority to)	
Construct and Operate a Petroleum)	
Pipeline as a Common Carrier Pipeline)	
and when Necessary to Take Private)	
Property as Provided by the Law of)	
Eminent Domain.)	

PETITION FOR LEAVE TO INTERVENE

Pursuant to Sec. 200.200 of the Rules of Practice of the Illinois Commerce Commission (“ICC”), 83 Ill.Admin.Code 200.200, Cellular Properties, Inc., and Tower Realty Corp., by their attorney, Gary L. Smith of Loewenstein & Smith, P.C., file this Petition for Leave to Intervene seeking authority to intervene and participate fully as a party in the above-captioned proceeding.

In support of this Petition, state as follows:

1. On December 22, 2014, Dakota Access, LLC (“Dakota”) filed its Application for Certificate in Good Standing and Other Relief (“Application”) seeking authority to construct and operate a petroleum pipeline as a common carrier pipeline and to take private property through eminent domain.

2. In its Application, Dakota describes a preliminary proposed route in varying widths and states that it will submit during this proceeding, if and as necessary, a revised proposed route for ICC approval.

3. Cellular Property, Inc., has an address at 1908 Acklen Avenue, Suite 100, Nashville, TN 37212.

4. Tower Realty Corp. has an address at 1908 Acklen Avenue, Suite 100, Nashville, TN 37212.

5. Cellular Property, Inc., and Tower Realty Corp. believe that they have one or more properties located within the corridor for the proposed pipeline and/or are potential affected utilities.

6. Accordingly, Cellular Property, Inc., and Tower Realty Corp. are interested in the subject matter of this proceeding and may be affected by any order entered or other relief granted by the ICC.

7. No other party is able to adequately represent or protect Cellular Property, Inc.'s, or Tower Realty Corp.'s interests.

8. Cellular Property, Inc., and Tower Realty Corp. agree to accept service by electronic means as provided for in Sec. 200.1050 of the ICC's Rules of Practice. 83 Ill.Admin.Code Sec. 200.1050.

9. Copies of all pleadings, notices, correspondence and other documents in this Docket should be sent to:

Gary L. Smith
Loewenstein & Smith, P.C.
1204 South Fourth Street
Springfield, IL 62703
lexsmith@lhoslaw.com

WHEREFORE, Cellular Properties, Inc., and Tower Realty Corp. respectfully request leave to intervene and to participate as a party in this proceeding.

Dated this _____ day of February, 2015.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Gary L. Smith". The signature is written in black ink and is positioned above a horizontal line.

Gary L. Smith

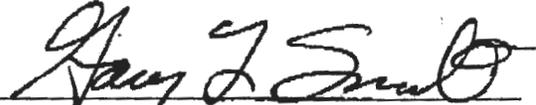
Gary L. Smith
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1204 South Fourth Street
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Phone: 217-525-1199
Fax: 217-522-6047
lexsmith@lhoslaw.com

STATE OF ILLINOIS)
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COUNTY OF SANGAMON)

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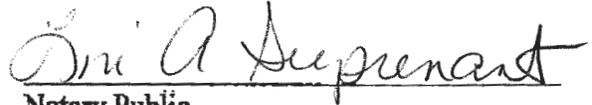
VERIFICATION

Gary L. Smith, being first duly sworn, on oath deposes and says that he is an attorney for Cellular Properties, Inc., and Tower Realty Corp., that he has read the foregoing Petition for Leave to Intervene, that he knows of the contents thereof, and that the same is true to the best of his knowledge, information and belief.



Gary L. Smith

Sworn to and subscribed before me this 11th day of February, 2015.



Notary Public

