



3. Counsel for petitioner has previously been scheduled to start trial on October 16, 2002 in the lawsuit styled Joel Alaniz v. The Burlington Northern and Santa Fe Railway Company, Case No. 99 L 13104 pending in the Circuit Court of Cook County, Illinois, County Department, Law Division. Trial in the aforesaid cause is anticipated to last approximately two weeks. Due to the prior trial setting in the Alaniz lawsuit, petitioner's counsel will be unable to prepare for and attend the October 18, 2002 public hearing in the above captioned cause.
  
4. Due to counsel for petitioner's schedule conflict, petitioner requests that the October 18, 2002 public hearing in the above captioned cause be continued to a date after November 10, 2002.

Wherefore, petitioner, The Burlington Northern and Santa Fe Railway Company prays that the October 18, 2002 public hearing in the above captioned cause be continued to a date after November 10, 2002.

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