

**COPY**

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

RECEIVED  
JUL 3 2003

Illinois Commerce Commission  
RAIL SAFETY SECTION

Village of Wheeling )  
)  
vs. )  
)  
Wisconsin Central Limited )  
)  
Petition for an Order of the Illinois Commerce Commission )  
directing the construction of a pedestrian grade crossing for the )  
Hintz Road sidewalk with the tracks of the Wisconsin Central )  
Limited (hereinafter the "Railroad") in the Village of Wheeling. )

T03-0060

RESPONSE TO VILLAGE OF WHEELING'S ("VILLAGE") PETITION

NOW COMES Respondent Wisconsin Central Ltd. ("WCL"), by and through its attorney, Michael J. Barron, Jr., for its Response to the Village's Petition in the above-referenced docket, and states as follows:

1. WCL has no objection to the relief requested by the Village in this proceeding.
2. WCL requests that the Village determine whether the proposed sidewalks are within Cook County's highway easement at Hintz Road.
3. WCL desires that the Village provide dimensions for the distance of the proposed sidewalks' edge to the back of the curb in order for WCL to ensure that the proposed sidewalks do not interfere with the crossing gate operations.

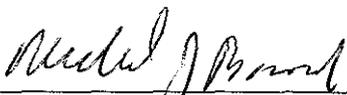
WHEREFORE, Wisconsin Central Ltd. respectfully requests that the Illinois Commerce Commission grant relief that it deems just and equitable.

**DOCKETED**

Dated at Chicago, Illinois this 30th day  
of June, 2003.

Respectfully submitted,

WISCONSIN CENTRAL LTD.

By   
Michael J. Barton, Jr.  
Counsel for Wisconsin Central Ltd.  
CN  
455 North Cityfront Plaza Drive  
Chicago, IL 60611-5317  
Tel: (312) 755-7954  
Fax: (312) 755-7669  
ARDC 6228809

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Village of Wheeling )

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NOTICE OF FILING

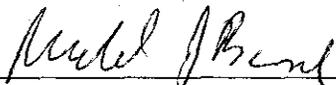
Mr. James Easterly  
Director  
Illinois Department of Transportation  
2300 South Dirksen Parkway  
Springfield, IL 62764

Mr. James Ferolo  
Klein, Thorpe & Jenkins  
20 North Wacker Drive  
Chicago, IL 60606-2903

Mr. Wally Kos, P.E.  
Superintendent of Highways  
Cook County Highway Department  
69 West Washington Street, 23<sup>rd</sup> floor  
Chicago, IL 60602

PLEASE TAKE NOTICE that I have this 30th day of June, 2003, mailed for filing with the Illinois Commerce Commission, Wisconsin Central Ltd.'s Response to the Petition in the above captioned matter, a copy of which is hereby served upon you.

WISCONSIN CENTRAL LTD.

By   
Michael J. Barroh, Jr.  
Counsel for Wisconsin Central Ltd.  
CN  
455 North Cityfront Plaza Drive  
Chicago, IL 60611-5317  
Tel: (312) 755-7954  
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ARDC 6228809

CERTIFICATE OF SERVICE

I, MICHAEL J. BARRON, JR., an attorney, certify that I served the foregoing Response to the Village of Wheeling's Petition upon those made party to this proceeding by enclosing copies of the foregoing in envelopes addressed to the party as set forth below, postage prepaid, and depositing the envelopes in the United States mail at 455 North Cityfront Plaza Drive, Chicago, IL on the 30<sup>th</sup> day of June, 2003.



Michael J. Barron, Jr.

Mr. James Easterly  
Director  
Illinois Department of Transportation  
2300 South Dirksen Parkway  
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