BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH MEETING
(TRANSPORTATION)

Chicago, Illinois
Wednesday, July 11, 2012

Met, pursuant to notice, at 10:30 a.m. in
the Main Room, Eighth Floor, 160 North LaSalle
Street, Chicago, Illinois.

PRESENT:

DOUGLAS P. SCOTT, Chairman
LULA M. FORD, Commissioner via teleconference
ERIN M. O'CONNELL-DIAZ, Commissioner
JOHN T. COLGAN, Commissioner
ANN McCABE, Commissioner

SULLIVAN REPORTING COMPANY, by
Alisa A. Sawka, CSR, RPR
License No. 084-004588
CHAIRMAN SCOTT: Pursuant to the provisions of the Open Meeting Act, I now convene a regularly scheduled Bench Session of Illinois Commerce Commission. With me in Chicago are Commissioner O'Connell-Diaz, Commissioner Colgan and Commissioner McCabe. I'm Chairman Scott. We have a quorum.

We also have Commissioner Ford available by phone.

I move to allow Commissioner Ford to participate in today's meeting by phone.

Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say, Aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 4 to nothing and Commissioner Ford may participate in today's meeting by phone.

Welcome, Commissioner.
A VOICE: Chairman, I don't believe she's called in yet.

CHAIRMAN SCOTT: Okay. Would you let us know when she does.

A VOICE: Yes.

CHAIRMAN SCOTT: Thank you.

Before moving into the agenda according to Section 1700.10 of Title 2 of the Administrative Code this is the time we allow members of the public to address the Commission. Members of the public wishing to address the Commission must notify the Chief Clerk's Office at least 24 hours prior to the Commission meeting. According to the Chief Clerk's Office, we have four requests to speak at today's Bench Session.

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That concludes the public comment portion of today's agenda.

We will move first into the Transportation Agenda. Up first is the approval of Minutes from our May 16th and June 16th Bench Sessions. We will take those together.
Is there a motion to approve these two separate?

COMMISSIONER O'CONNELL-DIAZ: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER MCCABE: Second.

COMMISSIONER COLGAN: Second.

COMMISSIONER FORD: It's been moved and seconded.

All in favor say, Aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5 to nothing and the Transportation Minutes from our May 16th and June 6th Bench Sessions are approved.

Turning to the Railroad Section. Item RR-1 is Docket No. T11-0109. This is a Petition by Union Pacific Railroad Company seeking authority for a rail crossing reconstruction project in Bureau County.

The Company has filed a motion to withdraw its Petition and ALJ Duggan recommends entry
of an Order granting the Motion to Withdraw.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Is there a Motion to enter the Order?

COMMISSIONER COLGAN: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER MCCABE: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say, Aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5 to nothing. The Order is entered and the Petition is dismissed.

We will use this 5 to nothing vote for the remainder of the Transportation Agenda unless otherwise noted.

Items RR-2 through RR-5 can be taken together. These items concern stipulated agreements regarding public safety improvements at highway-rail grade crossings across Illinois. In each case Staff
recommends entry of an Order accepting the stipulated agreement.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item RR-6 is Docket No. T10-0124.

This is a Petition by Union Pacific seeking authorization for a grade crossing modification project in Cook County. ALJ Kirkland-Montaque recommends entry of a Supplemental Order granting additional time for the project's completion.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Supplemental Order is entered.

Now on to Motor Carriers. Item MC-1 concerns a stipulated settlement agreement for
alleged violations of the Illinois Commercial Transportation Law by Creative Trucking Corporation. Our Transportation Counsel recommends entry of an Order accepting the settlement agreement.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item MC-2 is an Application for renewal of Reliable Recovery Services' Commercial Relocation Towing License. Our Transportation Counsel recommends entry of an Order approving the Company's renewal application.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Mr. Matrish, is there any further
Transportation business to come before the Commission today?

MR. MATRISCH: No, Chairman. Thank you.

CHAIRMAN SCOTT: Thank you, sir.

Hearing none, that concludes today's Transportation Agenda.

(Whereupon, the Public Utility Agenda is contained in a separate transcript.)