BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION

(TRANSportATION)

Springfield, Illinois
Wednesday, August 18, 2010

Met, pursuant to notice, at 10:30 a.m. in
Hearing Room A, First Floor, Leland Building, 527
East Capitol Avenue, Springfield, Illinois.

PRESENT:

MR. MANUEL FLORES, Acting Chairman
(Via teleconference)

MS. LULA M. FORD, Commissioner

MS. ERIN M. O'CONNELL-DIAZ, Commissioner

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710
COMMISSIONER FORD: Starting with today's Transportation agenda, we have minutes to approve for the June 29 Regular Open Meeting, the July 14 Bench Session and the July 28 Bench Session. Is there a motion to approve the June 29, July 14 and July 28 Transportation minutes?

COMMISSIONER O'CONNELL-DIAZ: So move.

COMMISSIONER FORD: Is there a second?

COMMISSIONER ELLIOTT: Second.

COMMISSIONER FORD: It's been moved and seconded. All in favor say aye.

COMMISSIONERS: Aye.

COMMISSIONER FORD: Any opposed?

The vote is 5-0. The minutes are approved.

Starting with the Railroad agenda, Items RR-1 through RR-6 (T10-0107, T10-0108, T10-0115, T10-0116, T10-0121, T10-0122) will be taken together. These are Stipulated Agreements for safety improvements to railroad crossings. Staff recommends entering the Orders approving the Stipulated
Agreements.

Is there a motion to enter the Orders?

COMMISSIONER O'CONNELL-DIAZ: So move.

COMMISSIONER FORD: Is there a second?

COMMISSIONER ELLIOTT: Second.

COMMISSIONER FORD: It's been moved and seconded. All in favor say aye.

COMMISSIONERS: Aye.

COMMISSIONER FORD: Any opposed?

The vote is 5-0. The Orders are entered.

We will use this 5-0 vote for the remainder of the Transportation agenda, unless otherwise noted.

Item RR-7 is Docket T09-0139. This is a Petition by the Illinois Department of Transportation seeking approval for the taking or damaging of certain properties in Hancock County, Illinois, by exercising the right of eminent domain to improve a roadway and bridge structure. ALJ O'Brien recommends entering the Order approving the exercise of eminent domain.
Is there any discussion? Any objections? Hearing none, the Order is entered.

Item RR-8 is Docket T10-0039. This is a Petition by Effingham Equity to modify a grade crossing of the Illinois Central track in Gallatin, Douglas County, Illinois. ALJ O'Brien recommends entering the Order approving the modifications and improvement.

Is there any discussion? Any objections? Hearing none, the Order is entered.

Item RR-9 is Docket T09-0119. This is a Petition by the Illinois Department of Transportation seeking authority to reconstruct a bridge in the Village of South Elgin, Kane County, Illinois. Chief ALJ Kirkland-Montague recommends entering an Order granting the Petition.

Is there any discussion? Any objections? Hearing none, the Order is entered.

Items RR-10 through RR-13 (T07-0009, T08-0123, T09-0060, T09-0062) will be taken together. These are Supplemental Orders approving additional Grade Crossing Protection Fund assistance or granting
an extension of time for parties to complete required work. The Administrative Law Judges or Staff respectfully recommends entering the Supplemental Orders.

Is there any discussion? Any objections? Hearing none, the Orders are entered.

That concludes the Railroad agenda.

Turning to Motor Carriers, Items MC-1 through MC-4 will be taken together. These items are Stipulated Settlement Agreements concerning alleged violations of the Illinois Commercial Transportation Law. Transportation Counsel Nagel recommends entering Orders accepting the Stipulated Settlement Agreements.

Is there any discussion? Any objections? Hearing none, the Orders are entered and the Settlement Agreements are approved.

Item MC-5 is an Application by Haas Automotive Refinishing Incorporated for a Commercial Relocator's License. ALJ O'Brien recommends entering an Order granting the Application.

Is there any discussion? Any
objections? Hearing none, the Order is entered.

Items MC-6 and MC-7 will be taken together. These are Applications for Renewal of Commercial Relocation Towing Licenses. Transportation Counsel Nagel recommends granting renewal.

Is there any discussion? Any objections? Hearing none, renewal is granted.

Item MC-8 is an Application by Dena Ferraro doing business as All Foreign Auto Parts for renewal of a Commercial Relocation Towing License. Transportation counsel Nagel recommends denying renewal of the license.

Is there any discussion? Any objections? Hearing none, renewal is denied.

Item MC-9 is an Application by Two Guys and a Van Incorporated for a Certificate of Public Convenience and Necessity as a carrier of household goods. ALJ Kirkland-Montaque recommends entering the Order approving the Application.

Is there any discussion? Any objections? Hearing none, the Order is entered.
MC-10 is an Application by South Avenue Moving Corporation and Motsch Movers for transfer of a Public Carrier Certificate and a Certificate of Public Convenience and Necessity as a carrier of household goods. ALJ O'Brien recommends entering the Order granting the transfer of authority and a temporary certificate.

Is there any discussion? Any objections? Hearing none, the Order is entered.

Mr. Matrisch, are there any further matters to come before the Commission today?

MR. MATRISCH: Nothing further, Commissioner Ford. Thank you.

COMMISSIONER FORD: Thank you. That concludes the Transportation agenda.

TRANSPORTATION AGENDA CONCLUDED