BEFORE THE
ILLINOIS COMMERCE COMMISSION

TRANSPORTATION BENCH SESSION

Chicago, Illinois
December 16, 2009

Met pursuant to notice at 10:30 a.m.

BEFORE:
MR. CHARLES E. BOX, Chairman

MS. LULA M. FORD, Commissioner

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

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Commissioner

SULLIVAN REPORTING COMPANY, by
Tracy L. Overocker, CSR
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CHAIRMAN BOX: Pursuant to the provisions of Illinois Open Meetings Act, I now convene a regularly scheduled bench session of the Illinois Commerce Commission. With me in Chicago are Commissioners Ford, O'Connell-Diaz, Elliott and Colgan and myself, Chairman Box; we have a quorum.

Before moving into the agenda, this is the time we allow for members of the public to address our Commission. Members of the public wishing to address the Commission must notify the Chief Clerk's Office at least 24 hours prior to the bench session. According to the Chief Clerk's Office, there have been no requests to speak.

First, on the Transportation agenda, we have minutes to approve from the November 12th, 2009 Special Open Meeting.

Is there a motion to approve the minutes.

COMMISSIONER O'CONNELL-DIAZ: So moved.
CHAIRMAN BOX: Is there a second?
COMMISSIONER ELLIOTT: Second.
CHAIRMAN BOX: It's been moved and seconded.
All in favor say "aye."

(Chorus of ayes.)

Opposed?

(No response.)

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

We will then begin with the Railroad Section. Items RR-1 through RR-3 will be taken together. These are stipulated agreements for safety improvement projects to grade crossings. Over $730,000 in Grade Crossing Protection Funds will be used. Staff recommends entering the stipulated agreements.

Is there a motion to enter the stipulated agreements?

COMMISSIONER FORD: So moved.

CHAIRMAN BOX: Is there a second?

COMMISSIONER ELLIOTT: Seconded.

CHAIRMAN BOX: It's been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

Opposed?
The vote is 5-0. The order is granted. The stipulated agreements are entered. Items RR-4 through RR-8 will be taken together. These are supplemental petitions for an extension of time to make various rail safety improvement projects. Staff recommended entering the supplemental orders.

Is there a discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the supplemental orders are entered. That concludes the railroad portion of today's agenda.

Turning to the Motor Carrier's Section, Item MC-1 is an application for a temporary certificate of public convenience and necessity filed by King David Moving & Storage, Inc. Administrative Law Judge Kirkland-Montaque recommends entering the order approving the application for a temporary certificate.
Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the order is entered. Items MC-2 through MC-10 will be taken together. These are stipulated agreements concerning various alleged violations of the Illinois Commercial Transportation Law. Staff recommends entering the orders accepting the stipulated settlement agreements.

Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the orders are entered. That concludes the Motor Carrier's portion of today's agenda.

Miss Kelley, anything else to come before us today?

MS. KELLEY: That's all. Thank you.

CHAIRMAN BOX: Thank you.