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SERVICE DATE – LATE RELEASE JANUARY 18, 2008

SURFACE TRANSPORTATION BOARD

STB Finance Docket No. 35087

CANADIAN NATIONAL RAILWAY COMPANY AND GRAND TRUNK
CORPORATION– CONTROL– EJ&E WEST COMPANY

Decision No. 3

Decided: January 18, 2008

NOTICE TO THE PARTIES:

The attached service list has been compiled from notices of intent to participate submitted in accordance with the procedural schedule set forth in this proceeding as described in Decision No. 2, served on November 26, 2007, and published on November 29, 2007, in the Federal Register at 72 FR 67622-30.

Each person actively participating as a Party of Record in this proceeding must, by January 23, 2008, serve a copy of all filings submitted so far in this proceeding on each Party of Record (designated on the attached service list as “Party of Record”) to the extent such filings have not previously been served upon such other parties. Each Party of Record also will be required to file with the Board, by January 23, 2008, a certificate of service, indicating that the service required by the preceding sentence has been accomplished.

Any document filed in this proceeding must be filed either via the Board’s e-filing format or in the traditional paper format. Any person e-filing a document should attach a document and otherwise comply with the instructions found on the Board’s website at “www.stb.dot.gov” at the “E-FILING” link. Any person filing a document in the traditional paper format should send to the Board an original and 10 paper copies of the document (and also an electronic version).

Every filing made by a Party of Record after the service date of this Notice must have its own certificate of service indicating that all Parties of Record on the service list have been served with a copy of the filing. As stated in Decision No. 2, Members of the United States Congress and Governors are not Parties of Record and, therefore, need not be served with copies of filings, unless any such Member of Congress or Governor has requested to be, and is designated as, a Party of Record.

The Board will follow the practice regarding service of Board actions in past proceedings. See Fortress Investment Group LLC, et al.—Control—Florida East Coast Railway, LLC, STB Finance Docket No. 35031 (STB served July 25, 2007). Copies of decisions, orders, and notices will be served only on those persons who are designated as Party of Record, Non-Party, Member of Congress, or Governor on the official service list. All other interested persons

are encouraged either to secure copies of such decisions, orders, and notices via the Board's website at "www.stb.dot.gov" under "E-LIBRARY/Decisions & Notices" or to make advance arrangements with the Board's copy contractor, ASAP Document Solutions (mailing address: Suite 103, 9332 Annapolis Rd., Lanham, MD 20706; e-mail address: asapdc@verizon.net; telephone number: 202-306-4004), to receive copies of decisions, orders, and notices served in this proceeding. ASAP Document Solutions will handle the collection of charges and the mailing and/or faxing of decisions, orders, and notices to persons who request this service.¹

All persons on the attached service list should review the list and determine whether information about their address and status (as a Party of Record or Non-Party) is correct. The list reflects the Board's policy of allowing only one official representative per party to be placed on the service list, as specified in Press Release No. 97-68 dated August 18, 1997, announcing the implementation of the Board's "One Party-One Representative" policy for service lists. In this proceeding, if a request was made in the notice of intent to participate to have more than one name added to the service list as a Party of Record representing a particular entity, the extra name was added to the service list as a "Non-Party." Any person designated as a Non-Party will receive copies of Board decisions, orders, and notices but not copies of official filings. Persons seeking to change their status must accompany that request with a written certification that he or she has complied with the service requirements set forth at 49 CFR 1180.4, and any other requirements set forth in Decision No. 2 and this notice.

¹ An interested person does not need to be on the service list to obtain a copy of the application or any filing in this proceeding. The Board's Railroad Consolidation Procedures provide: "Any document filed with the Board (including applications, pleadings, etc.) shall be promptly furnished to interested persons on request, unless subject to a protective order." See 49 CFR 1180.4(a)(3). The application and other filings received in this proceeding will also be available on the Board's website at "www.stb.dot.gov" under "E-LIBRARY/Filings." Furthermore, ASAP Document Solutions will provide, for a charge, copies of the primary application or any other filing made in this proceeding, except to the extent any such filing is subject to the protective order previously entered in this proceeding.

Requests to change or correct service list information, or to be deleted from the service list, must be filed **in writing** with the Board by January 23, 2008. Parties must submit such requests either via the Board's e-filing format or in the traditional paper format (an original plus 10 copies). Requests submitted in the paper format should be directed to:

Surface Transportation Board
Re: STB Finance Docket No. 35087
395 E Street, S.W.
Washington, DC 20423-0001

Anne K. Quinlan
Acting Secretary

SERVICE LIST

PARTY OF RECORD

Terence M. Hynes
Sidley Austin LLP
1501 K Street, N.W.
Washington, DC 20005

Represents: Canadian Pacific Railway Company

PARTY OF RECORD

Honorable Jesse L. Jackson, Jr.
United States House of Representatives
2419 Rayburn House Office Building
Washington, DC 20515

PARTY OF RECORD

George F. Mahoney III
Mahoney, Silverman & Cross, Ltd.
822 Infantry Drive, Suite 100
Joliet, IL 60435

Represents: Village of Frankfort, Illinois

PARTY OF RECORD

Randal W. Jessen
Superintendent of Public Improvements
Village of Plainfield – Public Works
24401 W. Lockport Street
Plainfield, IL 60544

PARTY OF RECORD

L. Charles Lukmann, III
Harris Welsh & Lukmann
107 Broadway
Chesterton, IN 46304

Represents: Northern Indiana Commuter Transportation District

PARTY OF RECORD

Honorable Carolyn H. Krause
Illinois House of Representatives
200 E. Evergreen, Suite 122
Mt. Prospect, IL 60056

PARTY OF RECORD

Honorable Richard G. Lugar
United States Senate
306 Hart Senate Office Building
Washington, DC 20510

PARTY OF RECORD

John D. Heffner
John D. Heffner, PLLC
1750 K Street, N.W.
Suite 350
Washington, DC 20006

Represents: Wisconsin & Southern Railroad Co.

PARTY OF RECORD

Thomas F. McFarland
Thomas F. McFarland, P.C.
208 South LaSalle Street
Suite 1890
Chicago, IL 60604

Represents: Aux Sable Liquid Products, Inc., Bulkmatic Transport Company, Chicago Port Railroad Company, Commuter Rail Division of the Regional Transportation Authority, Northeast Illinois Regional Corporation, The City of West Chicago, and American Chemical Service, Inc.

PARTY OF RECORD

John G. Tolomei
Village Administrator
Village of Lake Zurich
70 E. Main Street
Lake Zurich, IL 60047

PARTY OF RECORD

Mark H. Sidman
Weiner Brodsky Sidman Kider P.C.
1300 19th Street, N.W.
Fifth Floor
Washington, DC 20036

Represents: Chicago SouthShore & South Bend Railroad Co.

PARTY OF RECORD

Peter J. Shutz
Federal Regulation &
Washington General Counsel
CSX Transportation, Inc.
500 Water Street
Jacksonville, FL 32202

PARTY OF RECORD

David C. Olson
Minnesota Chamber of Commerce
400 Robert Street North
Suite 1500
St. Paul, MN 55101

PARTY OF RECORD

Steven Quigley
Will County Governmental League
50 E Jefferson Street
Suite 101
Joliet, IL 60432

PARTY OF RECORD

Karl B. Browning
Indiana Department of Transportation
100 North Senate Avenue
Room N758
Indianapolis, IN 46204

PARTY OF RECORD

Paul Samuel Smith
U.S. Department of Transportation
1200 New Jersey Avenue, S.E.
Room W94-316 C-30
Washington, DC 20590

PARTY OF RECORD

Paul Guthrie
Canadian Pacific Railway Company
401 9th Avenue, S.W.
Gulf Canada Square, Suite 500
Calgary, Alberta T2P 4ZA CD

PARTY OF RECORD

John Casper
Oshkosh Chamber of Commerce
120 Jackson Street
Oshkosh, WI 54901

PARTY OF RECORD

Andrew Lisak
The Development Association
1401 Tower Avenue, Suite 302
Superior, WI 54880

PARTY OF RECORD

Michael S. Wolly
Zwerdling, Paul, Kahn & Wolly P.C.
1025 Connecticut Avenue, N.W.
Suite 712
Washington, DC 20036

Represents: International Brotherhood of Electrical Workers, International Association of Machinists and Aerospace Workers, American Train Dispatchers Association and National Conference of Fireman & Oilers

PARTY OF RECORD

Neil Volmer
Iowa Department of Transportation
800 Lincoln Way
Ames, IA 50010

PARTY OF RECORD

Harold A. Ross
Brotherhood of Locomotive Engineers and Trainmen
1370 Ontario Street, Mezzanine
Cleveland, OH 44113

PARTY OF RECORD

William A. Mullins
Baker & Miller PLLC
2401 Pennsylvania Avenue, N.W.
Suite 300
Washington, DC 20037

Represents: Indiana Harbor Belt Railroad Company

PARTY OF RECORD

Richard E. Weicher
BNSF Railway Company
2500 Lou Menk Drive
Fort Worth, TX 76131

PARTY OF RECORD

Donald C. McCrory
Memphis and Shelby county Port Commission
1115 Riverside Blvd.
Memphis, TN 38106

PARTY OF RECORD

Joseph Reitemeier
Fond du Lac Area Chamber of Commerce
207 North Main Street
Fond du Lac, WI 54935

PARTY OF RECORD

Paul A. Cunningham
Harkins Cunningham LLP
1700 K Street, NW, Suite 400
Washington, DC 20006

Represents: Canadian National Railway Company and Grand Trunk Corporation

PARTY OF RECORD

Honorable Melissa L. Bean
United States House of Representatives
512 Cannon House Office Building
Washington, DC 20115

PARTY OF RECORD

Timothy A. Brown
Town of Merrillville
7820 Broadway
Merrillville, IN 46410

PARTY OF RECORD

Thomas R. Anderson
Save the Dunes Council Inc.
444 Barker Rd.
Michigan City, IN 46360

PARTY OF RECORD

Kevin M. Sheys
Kirkpatrick & Lockhart Preston
Gates Ellis LLP
1601 K Street, N.W.
Washington, DC 20006

Represents: The Village of Barrington, Illinois

PARTY OF RECORD

Katherine Dodds
Aux Sable Liquid Products, Inc.
6155 East US Route 6
Morris, IL 60450

PARTY OF RECORD

Timothy R. Sheehy
Metropolitan Milwaukee Association
of Commerce
756 North Milwaukee Street,
Suite 400
Milwaukee, WI 53202

PARTY OF RECORD

Stanley Dobosz
Town of Griffith
111 N. Broad Street
Griffith, IN 46319

PARTY OF RECORD

W. James Wochner
The Kansas City Southern Railway Company
427 West 12th Street
Kansas City, MO 64121

PARTY OF RECORD

Dennis H. Miller
Iowa Interstate Railroad Ltd.
5900 6th Street, S.W.
Cedar Rapids, IA 52404

PARTY OF RECORD

Honorable Peter J. Visclosky
United States House of Representatives
701 East 83rd Avenue, Suite 9
Merrillville, IN 46410

PARTY OF RECORD

J. Michael Hemmer
Union Pacific Railroad Company
1400 Douglas Street
Omaha, Nebraska 68179

PARTY OF RECORD

Timothy A. Baldermann
Mayor
Village of New Lenox
1 Veterans Parkway
New Lenox, IL 60451

PARTY OF RECORD

Alan Anderson
Southern Wayne County Regional Chamber
20600 Eureka Road, Suite 315
Taylor, MI 48181

PARTY OF RECORD

Gordon P. MacDougall
1025 Connecticut Avenue, N.W.
Washington, DC 20036

Represents: John D. Fitzgerald and United Transportation Union-General Committee of Adjustment

PARTY OF RECORD

Chris Curry
Gary/Chicago International Airport Authority
6001 W. Industrial Highway
Gary, IN 46406

PARTY OF RECORD

Joseph P. Clary
Illinois Department of Transportation
Division of Public and Intermodal Transportation
300 W. Adams, 2nd Floor
Chicago, IL 60606

PARTY OF RECORD

John Sobotik
Wisconsin Department of Transportation
4802 Sheboygan Avenue, Room 115B
P.O. Box 7910
Madison, WI 53707

PARTY OF RECORD

Richard Harnish
Midwest High Speed Rail Association
P.O. Box 805877
Chicago, IL 60680

PARTY OF RECORD

Eileen Phipps
Village of Wayne
5N430 Railroad Street, P.O. Box 532
Wayne, IL 60184

PARTY OF RECORD

Kelvin J. Dowd
Slover & Loftus
1224 Seventeenth Street, NW
Washington, DC 20036

Represents: Wisconsin Public Service Corporation

PARTY OF RECORD

John A. Lobaito
Village of Mundelein
440 East Hawley Street
Mundelein, IL 60060

PARTY OF RECORD

Joseph W. Werner
Village Mokena
11004 Carpenter Street
Mokena, IL 60448

PARTY OF RECORD

Honorable Thomas McDermott, Jr.
Mayor c/o City of Hammond
5925 Calumet Avenue
Hammond, IN 46320

Represents: The City of Hammond, Indiana

PARTY OF RECORD

Honorable Pamela J. Althoff
Illinois State Senate
One North Virginia Street
Crystal Lake, IL 60014

PARTY OF RECORD

John Mezera
City of Joliet
150 West Jefferson Street
Joliet, IL 60432

PARTY OF RECORD

Bruce A. Knight
City of Champaign
Planning Department
102 North Neil Street
Champaign, IL 61820

PARTY OF RECORD

Cameron Moore
Champaign County Regional Planning Commission
1776 East Washington Street
P.O. Box 17760
Urbana, IL 61803

PARTY OF RECORD

Richard Greene
Naperville Area Chamber of Commerce
55 South Main Street
Naperville, IL 60540

PARTY OF RECORD

Rod Nilsestuen
Department of Agriculture,
Trade and Consumer Protection
2811 Agriculture Drive
P.O. Box 8911
Madison, WI 53708

PARTY OF RECORD

Morgan B. Johnston
University of Illinois at Urbana-Champaign
Physical Plant Services Building
1501 South Oak Street
Champaign, IL 61820

PARTY OF RECORD

Luann Hamilton
Chicago Department of Transportation
30N. LaSalle Street, Suite 500
Chicago, IL 60602

PARTY OF RECORD

Marcie Schatz
Director of TED Business Group
City of Naperville
400 S. Eagle Street
Naperville, IL 60540

PARTY OF RECORD

Robert W. Baker
Village of Trout
P.O. Box 621
Cary, IL 60013

PARTY OF RECORD

Gary D. Adams
Village Administrator
Village of Oswego
113 Main Street
Oswego, IL 60543

PARTY OF RECORD

David Cline
Mayor, City of Mattoon
208 North 19th
Mattoon, IL 61938

PARTY OF RECORD

John Eichelberger
Fire Chief
Plainfield Fire Protection District
15025 S. Desplaines Street
Plainfield, IL 60014

PARTY OF RECORD

Meleah Geertsma
Environmental Law & Policy Center
35 East Wacker Drive, Suite 1300
Chicago, IL 60601

PARTY OF RECORD

Laura E. Weis
Champaign County Chamber of Commerce
1817 S. Neil Street, Suite 201
Champaign, IL 61820

PARTY OF RECORD

Brad Cole
Mayor, City of Carbondale, Illinois
200 South Illinois Avenue
P.O. Box 2047
Carbondale, IL 62902

PARTY OF RECORD

Honorable Evan Bayh
United States Senate
131 Russell Senate Office Building
Washington, DC 20510

PARTY OF RECORD

Michael J. Van Poucke
The Macom Corporation
3380 Lacrosse Lane, Suite 100
Naperville, IL 60564

PARTY OF RECORD

Craig Thompson
Transportation Development Association of Wisconsin
131 W. Wilson Street, Suite 302
Madison, WI 53703

PARTY OF RECORD

Honorable Karen A. Yarbrough
Illinois House of Representatives
272 – Stratton Building
Springfield, IL 62706

PARTY OF RECORD

Brian McCarthy
ArcelorMittal USA Inc.
One Dearborn Street
Chicago, IL 60603

PARTY OF RECORD

Mark L. Fowler
Northwest Municipal Conference
1616 East Golf Road
Des Plaines, IL 60016

PARTY OF RECORD

Jamie Bowden
Village Administrator
Village of Channahon
24555 S. Navajo Drive
Channahon, IL 60410

PARTY OF RECORD

Honorable Janice D. Schakowsky
United States House of Representatives
1027 Longworth House Office Building
Washington, DC 20515

PARTY OF RECORD

Steven Bosco
Village of Bartlett
228 S. Main Street
Bartlett, IL 60103

PARTY OF RECORD

Randall S. Blankenhorn
Chicago Metropolitan Agency for Planning
233 South Wacker Drive, Suite 800, Sears Tower
Chicago, IL 60606

PARTY OF RECORD

Stan Wojtasiak
Naperville Township
31 W 331 North Aurora Road
Naperville, IL 60563

PARTY OF RECORD

Honorable Angelo Saviano
Illinois House of Representatives
314 State House
Springfield, IL 62706

PARTY OF RECORD

Anna Montana
Mayor, Village of Schiller Park
9526 west Irving Park Road
Schiller Park, IL 60176

PARTY OF RECORD

Anthony Arredia
Mayor, City of Des Plaines
1420 Miner Street
Des Plaines, IL 60016

PARTY OF RECORD

David Ross
President, Duluth Area Chamber of Commerce
5 West First Street, Suite 101
Duluth, MN 55802

PARTY OF RECORD

Honorable Elaine Nekritz
Illinois House of Representatives
24 South Des Plaines River Road, Suite 400
Des Plaines, IL 60016

PARTY OF RECORD

Honorable Mike Fortner
Illinois House of Representatives
135 Fremont Street
West Chicago, IL 60185

PARTY OF RECORD

A. George Pradel
Mayor, City of Naperville
400 S. Eagle Street
Naperville, IL 60540

PARTY OF RECORD

Daniel R. Elliott, III
United Transportation Union
14600 Detroit Avenue
Cleveland, OH 44107

PARTY OF RECORD

Robert J. Schillerstrom
Chairman, DuPage County Board
421 N. County Farm Road
Wheaton, IL 60187

PARTY OF RECORD

Joseph J. Plaistow
L.E. Peabody & Associates, Inc.
1501 Duke Street, Suite 200
Alexandria, VA 22314

PARTY OF RECORD

Honorable Debbie Stabenow
United States Senate
133 Hart Senate Office Building
Washington, DC 20510

PARTY OF RECORD

Honorable Carl Levin
United States Senate
269 Russell Senate Office Building
Washington, DC 20510

PARTY OF RECORD

Honorable Joe Knollenberg
United States House of Representatives
2349 Rayburn House Office Building
Washington, DC 20515

PARTY OF RECORD

Honorable Thaddeus McCotter
United States House of Representatives
1632 Longworth House Office Building
Washington, DC 20515

PARTY OF RECORD

Honorable William E. Peterson
Illinois State Senate
3050 North Main Street
Buffalo Grove, IL 60089

PARTY OF RECORD

William H. Brimm
Village of Buffalo Grove
50 Raupp Boulevard
Buffalo Grove, IL 60089

PARTY OF RECORD

Steve Greenberg
4730 Westbury Drive
Long Grove, IL 60047

PARTY OF RECORD

Honorable Tim Walberg
U.S. House of Representatives
325 Cannon House Office Building
Washington, DC 20515

PARTY OF RECORD

Honorable Candice S. Miller
U.S. House of Representatives
228 Cannon House Office Building
Washington, DC 20515

PARTY OF RECORD

Honorable Mark Beaubien
Illinois House of Representatives
314 State House
Springfield, IL 62706

PARTY OF RECORD

Rodney W. Kreunen
Wisconsin Railroad Commissioner
610 N. Whitney Way
P.O. Box 8968
Madison, WI 53708

PARTY OF RECORD

Gerald J. Roper
Chicagoland Chamber of Commerce
200 E. Randolph Street, Suite 2200
Chicago, IL 60601

PARTY OF RECORD

Honorable Terry Link
Illinois State Senate
321 State Capitol Building
Springfield, IL 62706

PARTY OF RECORD

Thomas and Patricia Wichlinski
1033 N. Broad Street
Griffith, IN 46319

PARTY OF RECORD

George W. Mayo, Jr.
Hogan & Hartson LLP
555 Thirteenth Street, NW
Washington, DC 20004

Represents: National Railroad Passenger Corporation

PARTY OF RECORD

John M. Scheib
Norfolk Southern Corporation
Three Commercial Place
Norfolk, VA 23510

PARTY OF RECORD

Nicholas J. DiMichael
Thompson Hine LLP
1920 N Street, N.W., Suite 800
Washington, DC 20036

Represents: The National Industrial Transportation League

PARTY OF RECORD

Timothy J. Sanders
Northwest Indiana Regional Development Authority
9800 Connecticut Drive
Crown Point, IN 46307

PARTY OF RECORD

Thomas F. DeGiulio
Town of Munster
1005 Ridge Road
Munster, IN 46321

PARTY OF RECORD

Honorable Michael W. Tryon
State Representative
1 N. Virginia Street
Crystal Lake, IL 60014

PARTY OF RECORD

Maurice Gratton
PGAC Shippers' Group
800, 717-7th Avenue SW
Calgary, Alberta T2P 0Z3

PARTY OF RECORD

Honorable Robert A. Rita
Illinois House of Representatives
4818 W. 137th Street, Suite 2
Crestwood, IL 60445

PARTY OF RECORD

Becky Barnhart
5327 Cedar Drive
Naperville, IL 60564

PARTY OF RECORD

Honorable John M. Shimkus
U.S. House of Representatives
2452 Rayburn House Office Building
Washington, DC 20515

PARTY OF RECORD

Paul Hayes
One Town Square
Dyer, IN 46311

PARTY OF RECORD

Don A. De Graff
Mayor, Village of South Holland
16226 Wausau Avenue
South Holland, IL 60473

PARTY OF RECORD

Edward W. Paesel
South Suburban Mayors & Managers Association
1904 W. 174th Street
East Hazel Crest, IL 60429

PARTY OF RECORD

Terri Blackmore
Washtenaw Area Transportation Study
705 North Zeeb Road, 2nd Floor
Ann Arbor, MI 48103

PARTY OF RECORD

Alayne M. Weingartz
Corporation Counsel
City of Aurora
44 East Downer Place
Aurora, IL 60507

PARTY OF RECORD

Steven L. Matrisch
Office of Transportation Counsel
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

PARTY OF RECORD

John D. Tomasoski
City Administrator
City of Crest Hill
1610 Plainfield Road
Crest Hill, IL 60403

PARTY OF RECORD

Erik Kotewa
Deputy Director
Champaign County EDC
1817 S. Neil Street
Champaign, IL 61820

PARTY OF RECORD

Hildy L. Kingma
Village Hall
350 Victory Drive
Park Forest, IL 60466

PARTY OF RECORD

David M. Austgen
Town of Schereville, Lake County, Indiana
130 North Main Street
Crown Point, IN 46307

PARTY OF RECORD

Edward R. Gower
Hinshaw & Culbertson LLP
400 South Ninth, Suite 200
Springfield, IL 62701

Represents: Will County, Illinois

PARTY OF RECORD

John W. Gohmann
Small Railroad Business Owners of America
508 Cleveland Avenue North
St Paul, MN 55144

PARTY OF RECORD

Jery G. Arthur
Supply Chain Management Consultant
833 Shoreline Road
Lake Barrington, IL 60010

PARTY OF RECORD

Honorable John D. Dingell
U.S. House of Representatives
2328 Rayburn House Office Building
Washington, DC 20515

PARTY OF RECORD

George W. Mayo, Jr.
National Railroad Passenger Corporation
555 Thirteenth Street, NW, Columbia Square
Washington, DC 20004

NON-PARTY

Robert Volkmann
Town of Schereville, Lake County, Indiana
10 E. Joliet Street
Schereville, IN 46375

NON-PARTY

G. Paul Moates
Sidley Austin LLP
1501 K Street, NW
Washington, DC 20005

Represents: Norfolk Southern Railway Company

NON-PARTY

Milton R. Sees
Illinois Department of Transportation
Office of the Secretary
2300 South Dirksen Parkway
Springfield, IL 62764

NON-PARTY

Alan Gilmore
City Administrator, City of Mattoon
208 North 19th
Mattoon, IL 61938

NON-PARTY

Lesile K. Moll
Corporate Procurement Department
ArcelorMittal USA
3300 Dickey Road 4-442
East Chicago, IL 46312

NON-PARTY

Kevin Brubaker
Environmental Law & Policy Center
35 East Wacker Drive, Suite 1300
Chicago, IL 60601

NON-PARTY

David Silverman
Mahoney, Silverman & Cross LTD
822 Infantry Drive
Joliet, IL 60435

Represents: The Village of Channahon, Illinois

NON-PARTY

Kristina Kantar
City Attorney
5925 Calumet Avenue
Hammond, IN 46320

Represents: The City of Hammond, Indiana

NON-PARTY

Michael Noland
Commuter Rail Division of the Regional
Transportation Authority
547 West Jackson Blvd.
Chicago, IL 60661

NON-PARTY

Robert A. Wimbish
Baker & Miller PLLC
2401 Pennsylvania Avenue, N.W.
Suite 300
Washington, DC 20037

Represents: Indiana Harbor Belt Railroad Company

NON-PARTY

Andrew P. Flach
Champaign County Chamber of Commerce
1817 S. Neil Street, Suite 201
Champaign, IL 61820

NON-PARTY

David C. Dillon
Dillon & Nash
111 West Washington Street
Chicago, IL 60602

Represents: Bulkmatic Transport Company and Chicago Port Railroad Company

NON-PARTY

Roger A. Serpe
Indiana Harbor Belt Railroad Company
150 North Wacker Drive
Suite 1500
Chicago, IL 60606

NON-PARTY

Mark G. Ahearn
Indiana Department of Transportation
100 North Senate Avenue
Room N758
Indianapolis, IN 46204

PARTY OF RECORD

Thomas G. Byrne
Chicago Department of Transportation
30N. LaSalle Street, Suite 500
Chicago, IL 60602

NON-PARTY

Jennifer Wozniak
295 West Otto Drive
New Lenox, IL 60451

NON-PARTY

Dawn Steinman
566 Aberdeen Road
Frankfort, IL 60423

NON-PARTY

David T. Tanking
5 Tioga Trail
Lake Barrington, IL 60010

NON-PARTY

Joe W. Baum
558 Braemar Lane
Barrington, IL 60010

NON-PARTY

Ron S. Stephani
11 Eastingsway
South Barrington, IL 60010

NON-PARTY

Peter A. Pfohl
Slover & Loftus
1224 Seventeenth Street, NW
Washington, DC 20036

Represents: Wisconsin Public Service Corporation

NON-PARTY

Scott & Doreen Gilbrich
1850 Nicholson
Hoffman Estates, IL 60010

NON-PARTY

Raymond Kawasaki
912 Northwest Hwy
Fox River Grove, IL 60021

NON-PARTY

Carol Rolfs
631 Leon Drive
Tower Lakes, IL 60010

NON-PARTY

Rosemary Geisler
28 Brinker Road
Barrington Hills, IL 60010

NON-PARTY

Troy Cowdrey
1145 Glencrest
Inverness, IL 60010

NON-PARTY

Michael S. Schwendau
222 Greenwood Road
Elgin, IL 60120

NON-PARTY

Maureen Watkins
1991 Westridge
Bartlett, IL 60103

NON-PARTY

David Becker
752 Chaucer Way
Buffalo, IL 60089

NON-PARTY

Sharon Marie Sickal
450 signal Hill Road
North Barrington, IL 60010

NON-PARTY

Kari Frankenberg
20142 Deer Chase Ct.
Deer Park, IL 60010

NON-PARTY

Allison E. Mosele
688 Bent Ridge Lane
Barrington, IL 60010

NON-PARTY

John Hines
1741 N. Diamond Lake Road
Mundelein, IL 60060

NON-PARTY

R. Dennis Ball
20364 Meadow Lane
Deer Park, IL 60010

NON-PARTY

Kirk Zoellner
Village of Mokena
11004 Carpenter Street
Mokena, IL 60448

NON-PARTY

Greg C. Bedoe
998 Bosworthfield Road
Barrington, IL 60010

NON-PARTY

Joann Robbins
250 Surrey Lane
Barrington, IL 60010

NON-PARTY

Amy McClain Carder
9833 Braeburn Road
Barrington, IL 60010

NON-PARTY

Laurie Whitmer
105 Old Oak Drive
Barrington, IL 60010

NON-PARTY

Michelle A. Miller
619 S. Hough Street
Barrington, IL 60010

NON-PARTY

Gary D. Carder
9833 Braeburn Road
Barrington, IL 60010

NON-PARTY

Thomas Palmer
511 Park Barrington Way
Barrington, IL 60010

NON-PARTY

Catherine Noel Howes
219 Biltmore Drive
North Barrington, IL 60010

NON-PARTY

Eleanor D. Acheson
National Railroad Passenger Corporation
60 Massachusetts Avenue, NE
Washington, DC 20002

NON-PARTY

Brian Wayne Molis
38 Wood Oaks Drive
South Barrington, IL 60010

NON-PARTY

Erin Shechtman
1 Mesa Drive
South Barrington, IL 60010

NON-PARTY

Mohammed Khan
5 Glacier Circle
South Barrington, IL 60010

NON-PARTY

Grace Baptiste
31 Glacier Circle
South Barrington, IL 60010

NON-PARTY

Scott Bradley
985 Commonwealth Court
Barrington, IL 60010

NON-PARTY

Anil & Lakshmi Koripelly
50 Wood Oaks Drive
South Barrington, IL 60010

NON-PARTY

Joan Pawloski
634 Bristol Drive
Barrington, IL 60010

NON-PARTY

Scott K. Willock
32 Squire Road
Hawthorn Woods, IL 60047

NON-PARTY

Paul A. Hemmersbaugh
Sidley Austin LLP
1501 K Street, NW
Washington, DC 20005

Represents: Norfolk Southern Railway Company

NON-PARTY

Donald H. Smith
Sidley Austin LLP
1501 K Street, NW
Washington, DC 20005

Represents: Norfolk Southern Railway Company

NON-PARTY

Jared I. Roberts
National Railroad Passenger Corporation
60 Massachusetts Avenue, NE
Washington, DC 20002

NON-PARTY

R. Latane Montague
Hogan & Hartson LLP
555 Thirteenth Street, NW
Washington, DC 20004

Represents: National Railroad Passenger Corporation

NON-PARTY

Kevin M. Brinegar
Indiana Chamber of Commerce
115 West Washington Street, Suite 850S
P.O. Box 44926
Indianapolis, IN 46244

NON-PARTY

R. J. Pirlot
Wisconsin Manufacturers & Commerce
501 East Washington Avenue
P.O. Box 352
Madison, WI 53701

NON-PARTY

Yonghao Lin
12 Glacier Circle
South Barrington, IL 60010

NON-PARTY

Michele Evans
29 Glacier Circle
South Barrington, IL 60010

NON-PARTY

Gerald Haan
2023 Hearth Circle
Lansing, IL 60438

NON-PARTY

Larry W. Henry
143 Walnut Street
Frankfort, IL 60423

NON-PARTY

Michael S. Allison
Village of Vernon Hills
290 Evergrass Drive
Vernon Hills, IL 60061

NON-PARTY

Peter Boonstra
Principal, Illiana Christian High School
2261 Indiana Avenue
Lansing, IL 60438

NON-PARTY

Jeffery Ingrum
Champaign County Chamber of Commerce
1817 S. Neil Street, Suite 201
Champaign, IL 61820

NON-PARTY

Randy Romanski
Department of Agriculture,
Trade and Consumer Protection
2811 Agriculture Drive
P.O. Box 8911
Madison, WI 53708

NON-PARTY

Patrick Lyp
Blachly, Tabor, Bozik & Hartman, LLC
56 South Washington, Suite 401
Valparaiso, IN 46383

Represents: Gary/Chicago International Airport Authority

NON-PARTY

Russ Loebe
Village Administrator
Village of New Lenox
1 Veterans Parkway
New Lenox, IL 60451

NON-PARTY

Lawrence E. Wzorek
Union Pacific Railroad Company
1400 Douglas Street
Omaha, Nebraska 68179

NON-PARTY

Linda J. Morgan
Covington & Burling LLP
1201 Pennsylvania Avenue, N.W.
Washington, DC 20115

Represents: Union Pacific Railroad Company

NON-PARTY

Michael L. Rosenthal
Covington & Burling LLP
1201 Pennsylvania Avenue, N.W.
Washington, DC 20115

Represents: Union Pacific Railroad Company

NON-PARTY

David C. Reeves
The Kansas City Southern Railway Company
427 West 12th Street
Kansas City, MO 64121

NON-PARTY

Adrian L. Steel, Jr.
Mayer Brown LLP
1909 K Street, N.W.
Washington, DC 20006

Represents: BNSF Railway Company

NON-PARTY

Kathryn A. Kusske Floyd
Mayer Brown LLP
1909 K Street, N.W.
Washington, DC 20006

Represents: BNSF Railway Company

NON-PARTY

Jay C. Johnson
Mayer Brown LLP
1909 K Street, N.W.
Washington, DC 20006

Represents: BNSF Railway Company

NON-PARTY

Karen Darch
Village of Barrington
Village Hall
200 S. Hough Street
Barrington, IL 60010

NON-PARTY

Eric L. Hirschhorn
Winston & Strawn LLP
1700 K Street, N.W.
Washington, DC 20006

Represents: Village of Frankfort, Illinois

NON-PARTY

James R. Thompson
Winston & Strawn LLP
1700 K Street, N.W.
Washington, DC 20006

Represents: Village of Frankfort, Illinois

NON-PARTY

Rose-Michele Nardi
Weiner Brodsky Sidman Kider P.C.
1300 19th Street, N.W.
Fifth Floor
Washington, DC 20036

Represents: Chicago SouthShore & South Bend Railroad Co.

NON-PARTY

David A. Hirsh
Harkins Cunningham LLP
1700 K Street, N.W., Suite 400
Washington, DC 20006

Represents: Canadian National Railway Company and Grand Trunk Corporation

NON-PARTY

James M. Guinivan
Harkins Cunningham LLP
1700 K Street, N.W., Suite 400
Washington, DC 20006

Represents: Canadian National Railway Company and Grand Trunk Corporation

NON-PARTY

Sean Finn
Canadian National Railway Company
P.O. Box 8100
Montréal, QC H3B 2M9

NON-PARTY

Theodore K. Kalick
Canadian National Railway Company
601 Pennsylvania Avenue, N.W.
Washington, DC 20004

NON-PARTY

Jeffrey S. Burritt
Zwerdling, Paul, Kahn & Wolly P.C.
1025 Connecticut Avenue, N.W.
Suite 712
Washington, DC 20036

Represents: International Brotherhood of Electrical Workers, International Association of Machinists and Aerospace Workers, American Train Dispatchers Association and National Conference of Fireman & Oilers

NON-PARTY

Edward J. Fishman
Kirkpatrick & Lockhart Preston
Gates Ellis LLP
1601 K Street, N.W.
Washington, DC 20006

Represents: The Village of Barrington, Illinois

NON-PARTY

Janie Sheng
Kirkpatrick & Lockhart Preston
Gates Ellis LLP
1601 K Street, N.W.
Washington, DC 20006

Represents: The Village of Barrington, Illinois

NON-PARTY

Brendon P. Fowler
Kirkpatrick & Lockhart Preston
Gates Ellis LLP
1601 K Street, N.W.
Washington, DC 20006

Represents: The Village of Barrington, Illinois

NON-PARTY

Paul R. Wisner
445 E Washington
Lombard, IL 60148

NON-PARTY

Luciana Galesi
4308 Pagoda Ct
Naperville, IL 60564

NON-PARTY

Patrick Bond
Bond, Dickson & Associates, P.C.
301 S. County Farm Rd., Suite E
Wheaton, IL 60187

Represents: The City of West Chicago, Illinois

NON-PARTY

Christopher BuBois
7 Mesa Drive
South Barrington, IL 60010

NON-PARTY

James Tarpo
P.O. Box 190
Griffith, IN 46319

NON-PARTY

Valerie L. Salmons
228 S. Main Street
Bartlett, IL 60103

NON-PARTY

Lee Ann Goodson
14621 Thomas Jefferson Drive
Plainfield, IL 60544

NON-PARTY

Natalie Aglipay
711 N. Broad Street
Griffith, IN 46319

NON-PARTY

Lynn A. Ostendorf
106 W. Main
Wesley, IA 50483

NON-PARTY

Scott Phillips
2400 Ellis Road
Durham, NC 27703

NON-PARTY

Ron and Holly Velleuer
216 Dundee Avenue
Barrington, IL 60010

NON-PARTY

Michael Lev
1130 Knollwood Drive
Buffalo Grove, IL 60089

NON-PARTY

Jeffrey Bernacchi
21125 N. Prestwich Drive
Barrington, IL 60010

NON-PARTY

Robert M. Skwarek
2033 Providence Drive
Bartlett, IL 60103

NON-PARTY

Evelyn G. Means
30W112 Willow Lane
Warrenville, IL 60555

NON-PARTY

Charlene J. Herman
25008 Wright Lane
Plainview, IL 60585

NON-PARTY

Daniel E. Weber
536 N. Harlem Avenue
River Forest, IL 60305

NON-PARTY

Lawrence Poglitsch
911 Lakewood Drive
Barrington, IL 60010

NON-PARTY

Dicie Hansen
497 White Oak Lane
Barrington, IL 60010

NON-PARTY

Mary Wenzel
25030 Blue Iris Ct. S.
Plainfield, IL 60585

NON-PARTY

Steven Kirk
2728 Whitehall Lane
Naperville, IL 60564

NON-PARTY

David B. Hearn
22441 Imperial Drive
Richton Park, IL 60471