

OFFICE OF THE COMMISSIONER OF RAILROADS**STATE OF WISCONSIN**

Complaint of the City of West Allis for the Repair of the Public
Crossings of the Union Pacific Railroad Company Tracks with W.
Electric Ave., W. Greenfield Ave., W. Beloit Road, and S. 68th St. in the
City of West Allis, Milwaukee County

9040-RX-1378

NOTICE OF HEARING

Hearing Date:	<u>Thursday, July 22, 2021 - 10:30 a.m.</u>
Hearing Location:	Audio/Online Hearing-No physical location Parties and Office staff shall attend over the Internet or by telephone. Members of the public may listen to live on the Internet or attend by telephone.

NOTICE IS GIVEN that the Office of the Commissioner of Railroads (Office) will hold a public hearing in this proceeding on Thursday, July 22, 2021, at 10:30 a.m. The hearing will commence with a public session where the Office shall receive comments from the available public. Directly after the public session, the Office shall receive testimony from the parties. The presiding Administrative Law Judge may allot additional time to receive evidence and comments, if necessary.

This is a Class 1 proceeding as defined in Wis. Stat. § 227.01(3)(a).

This hearing has no physical location. This is an audio/online hearing. Parties and Office staff shall attend over the Internet or by telephone. Members of the public may listen to live on the Internet or attend by telephone. You can join this hearing by clicking on the link or using the dial-in phone number along with the Access Code provided below.

The Office encourages those with adequate Internet service to join the hearing online rather than by telephone.

The Access Code (also referred to as meeting id) is the same regardless of which method you use to join this hearing. The Internet browsers Google Chrome v72 or newer or Microsoft Edge v77 or newer work best when joining this hearing online, with Chrome being preferred. When clicking on the link, you will be given the option to join online or by downloading the GoTo desktop app to your computer to join.

If joining online or through the GoTo desktop app, you will see buttons on the bottom of the screen. The Mic button is to mute or unmute your voice during the hearing. You will need to unmute this button when speaking so others can hear you talk. The camera button is optional to activate your webcam if you want to be seen by others at the hearing, but you can leave your webcam off and just listen to the audio and talk without being seen on video. The screen button is if you want to share a document on your computer screen with other attendees at the hearing. If you want to learn more about how GoTo works before the hearing, here is the GoTo support link: <https://support.goto.com/meeting>

Here is the information for how to join this hearing:

Please join this hearing from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/636688277>

You can also dial in using your phone.
United States: [+1 \(872\) 240-3412](tel:+18722403412)

Access Code: 636-688-277

The Administrative Law Judge controls access to the hearing. Witnesses will be muted until the time allowed for each witness to speak. Anyone who joins this hearing after the hearing begins will be put on hold. The Administrative Law Judge will accept and mute incoming participants at the earliest opportunity that does not disrupt the hearing.

DOCUMENTS. To view documents in this docket: (1) go to the Office's website at <http://ocr.wi.gov>, (2) scroll down and push the ERF button, (3) enter "9040-RX-1378" in the box labeled "Quick Single Docket Search," and (4) select "Documents."

To receive automatic notifications for all documents related to this docket please use the Office's EZ-Subscription service: (1) go to the Office's website at <http://ocr.wi.gov>, (2) scroll down and push the EZ Docket Subscription button, (3) enter "9040-RX-1378" in the box labeled "Docket ID," and (4) select "Subscribe."

PUBLIC COMMENTS. A person may submit public comments in this proceeding without becoming a party and without attorney representation. A person may submit comments in only one of the following ways:

- **Oral Comment.** Spoken at the public session at the start of the hearing before the Office receives testimony from the parties.
- **Web Comment.** Go to the OCR's website at <https://apps.ocr.wi.gov/APPS/OCApps/publicComment/filecommentDocketList.aspx>. At the bottom of page select the "File a comment" link that appears for docket number 9040-RX-1378. Web comments shall be received no later than **Wednesday, July 21, 2021**.

- **Mail Comment.** All comments submitted by U.S. mail shall be received no later than **Wednesday, July 21, 2021**. A mail comment shall include the phrase “Docket 9040-RX-1378 Comments” in the heading, and shall be addressed to:

Docket 9040-RX-1378 Comments
Office of the Commissioner of Railroads
P.O. Box 7854
Madison, WI 53707-7854

The Office will not accept comments submitted via e-mail or facsimile (fax).

A person shall limit a public comment to non-technical personal knowledge or personal opinion. A person may include references to other materials in a comment, but may not include as part of a comment, any document not written or substantially modified by that person. The Office shall only accept documents that a person offers to supplement a comment for the purpose of showing the basis of an opinion, not for proof of the matter asserted. Parties may object to the receipt of a public comment.

Any material submitted to the Office is a public record and may appear on the Office website. Only one comment may be submitted per person during a comment period. The Office may reject a comment that does not comply with the requirements described in this notice.

AMERICANS WITH DISABILITIES ACT. The Office does not discriminate on the basis of disability in the provision of programs, services, or employment. Any person with a disability who needs accommodations to participate in this docket or who needs to obtain this document in a different format should contact the docket coordinator listed below.

CONTACT. For questions about this docket, contact the Office’s docket coordinator, Heather Graves, at (608) 266 - 0276 or Heather.Graves@wisconsin.gov.

A handwritten signature in black ink, appearing to read "David Albino", with a long horizontal line extending to the right.

David Albino
Administrative Law Judge

DA/ss DL: 01818587