

Subject: Administrative Law Judge issues preliminary decision on road in Eagle Point, WI

Progressive Rail has requested that Town road be closed so they can more efficiently stage unit cars/rail cars loaded with sand in the Town of Eagle Point, Chippewa County, Wisconsin



*.....keeping watch on
the industry*

Issue: #201
Date: May 19, 2018

Below is an update on the controversy between the Town Board in the Town of Eagle Point in Chippewa Co. Wisconsin and



Progressive Rail which is an independent rail company located in Minnesota.

Much discussion throughout this past year and before has gone on about closing a road in the Town of Eagle Point so that Progressive Rail could more efficiently set up rail cars (Unit Trains) so there would be less congestion on County Highway S in the area where the EOG

Resources Processing Plant is located. Many times, traffic is held up on County Highway S due to the setting up of cars and travelers have been inconvenienced in many ways by traveling alternate routes.

Please read the rationale for the Administrative Law Judge's decision for yourself and respond accordingly.

9145-RX-114 proposed final decision (105th Avenue, Town of Eagle Point, Chippewa County)

If you wish to subscribe, use this link:

<http://ocr.wi.gov/apps452/OCRapps/ERFEZsubscription/subscribe.aspx>

If you wish to see the proposed final decision, please check out this link. Enter 1945-RX-114 for the Quick Single Docket Search

http://apps.psc.wi.gov/vs2015/ERF_view/viewdoc.aspx?docid=342424

Here is the preliminary letter. However, you will want to read the decision so click into the 2nd link above:

**OFFICE OF THE COMMISSIONER OF
RAILROADS**

**610 N. Whitney Way P.O. Box 7854 Madison, WI
53707-7854 Tel: (608) 266-0276 Fax: (608) 261-
8220**

<http://ocr.wi.gov> STATE OF WISCONSIN

**YASH P. WADHWA, COMMISSIONER May 8, 2018
Re: Petition of Progressive Rail Inc. for the
Closure of the Public Crossing of 95th Avenue
with tracks operated by Progressive Rail Inc. in
the Town of Eagle Point, Chippewa County.**

**On the Commissioner's Own Motion for
Consideration of the Closure of the Public Grade
Crossing of the Progressive Rail Inc. tracks with
105th Avenue in the Town of Eagle Point,
Chippewa County, docket 9145-RX-114**

**To The Service List: Attached is the Proposed
Final Decision of the Administrative Law Judge
(ALJ). This proposed final decision is the ALJ's
recommendation and not the final decision of the
Commissioner of Railroads. The Commissioner
will issue a final decision after considering
written comments, if any. Comments on the
proposed final decision need not follow any
particular format nor be elaborate. A clear,**

concise and specific explanation is sufficient and helpful. Extensions may be granted for just cause. Requests must be made in writing using the Electronic Records Filing System (ERF) or, if time does not permit, via email to the docket coordinator listed in the Notice of Investigation or Proceeding.

Comments must be filed electronically or in writing in time to reach the Office not later than 4:00 pm, Thursday, May 24, 2018. Parties shall file comments through ERF as a registered user. Generally, 'parties' include those persons and organizations listed in Appendix A of the proposed final decision. Any other person(s) shall file comments at the Office's web site at <http://ocr.wi.gov> by selecting 'Public Comments' at the top of the page and selecting this docket.

**Sincerely, David Albino Administrative Law
Judge Enclosure DL: 01636090**

**You are encouraged to make comments if you
have not already done so!!**

Deadline is May 24, 2018

Here is a link to the story as written in the Chippewa Herald:

http://chippewa.com/news/local/judge-recommends-denying-railroad-s-petition-to-close-eagle-point/article_2a1cd342-94be-5b1e-b981-e48d1e0ba69d.html#tracking-source=home-top-story

Feel free to make comments!

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Welcome to the Frac Sand Sentinel, a newsletter highlighting resource links, news media accounts, blog posts, correspondence, observations and opinions gathered regarding local actions on, and impacts of, the developing frac sand mining and processing industries.

The content of this newsletter is for informational purposes only. The editor of the Frac Sand Sentinel does not accept any responsibility or liability for the use or misuse of the content of this newsletter or reliance by any persons on the newsletters contents.

CHECK OUT THE WEBSITE: WWW.CCC-WIS.COM and for additional information and www.lookdownpictures.com for panoramic views of frac sand mines, processing plants, and trans-load facilities.

FRAC SAND SENTINEL | 561 SUMMIT AVENUE, Chippewa Falls, WI 54729

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