



February 20, 2017

VIA E-MAIL

Mr. Tom Stone
[REDACTED]

RE: 17-FOIA-033 Additional Info – Iowa Pacific Trips

Dear Mr. Stone:

We are in receipt of your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.*

I. Background

On February 6, 2017, we received your request for:

- 1) Any and all contracts, board resolutions and management decisions that allowed Iowa Pacific and its subsidiaries to operate any type of train, including any and all equipment movements under the Engineer Pilot Agreement, dated September 27, 2013, between Iowa Pacific Holdings, LLC; its wholly-owned subsidiary Chicago Terminal Railroad and Metra in the years 2015 and 2016;
- 2) The revenue due to Metra from Iowa Pacific for each and every trip for each date in item number 1 above in the years 2015 and 2016; and
- 3) The revenue actually paid to Metra from Iowa Pacific for each and every trip for each date in item number 1 above in the years 2015 and 2016

(“Request”).

II. Responsive Documents

In response to your Request, Metra’s Budget Management Analysis & Contract department and the Accounts Receivable department are providing you with:

- 1) A copy of the Engineer Pilot Agreement, dated September 27, 2013 and individual letter agreements between Metra and Iowa Pacific Holdings, LLC, for equipment transfers / moves during the years 2015 and 2016; and
- 2) A spreadsheet containing columns showing the revenue due to Metra from Iowa Pacific, and paid to Metra from Iowa Pacific, for equipment transfers / moves during the years 2015 and 2016

(“Responsive Documents”).

After performing a diligent search of Metra's records, we have been unable to locate any records responsive to that portion of your Request for board resolutions that allowed Iowa Pacific and its subsidiaries to operate any type of train, including any and all equipment movements under the Engineer Pilot Agreement, dated September 27, 2013, between Iowa Pacific Holdings, LLC; its wholly-owned subsidiary Chicago Terminal Railroad and Metra in the years 2015 and 2016.

III. Right of Review

You have the right to have the partial denial of your Request reviewed by the Public Access Counselor ("PAC") of the Illinois Attorney General's Office. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

You also have the right to seek judicial review of your partial denial by filing a lawsuit in the circuit court. 5 ILCS 140/11.

If we can be of further assistance to you, please do not hesitate to contact us.

Sincerely,



Kathleen E. Haton
Freedom of Information Officer
FOIA@metrarr.com
FOIA Hotline #312-663-3642

Attachments