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July 16, 2019

FREEDOM OF INFORMATION ACT REQUEST

Via email at: FOIA@metrarr.com

Metra
Freedom of Information Officer
15-E
547 W. Jackson Blvd.
Chicago, IL 60661

Re: Amtrak train accident on July 14, 2019 at approximately 12:05 p.m.
Location: railroad crossing at Lehigh and Lincoln Ave. in Morton Grove, IL
Our client: [REDACTED]

Dear FOIA office:

This law firm has been retained to represent the estate of [REDACTED] who was killed on July 14, 2019, at the above referenced location in a collision with an Amtrak train.

- 1. Pursuant to the Freedom of Information Act, we are requesting all videotapes/recordings made from the Amtrak train (or any other source) that collided with [REDACTED] on the above referenced time and date from 11:00 a.m. until 3:00 p.m., including but not limited to any and all video/recordings that show the train's path, the railroad crossing at Lehigh and Lincoln Ave., the warning gates/lights at that intersection and all footage taken by the train's cameras or any other cameras as it approached the railroad crossing at Lehigh and Lincoln Ave. in Morton Grove, IL from at least 5,000 feet before the accident with [REDACTED] through the time of the accident and thereafter until 3 p.m.**
- 2. Pursuant to the Freedom of Information Act, we are requesting all videotapes/recordings/photos in Metra's possession concerning the investigation of the above referenced accident.**
- 3. Pursuant to the Freedom of Information Act, we are requesting all data concerning whether or not the warning gate/lights at the above referenced railroad crossing were working at the time of this collision. (WGN News reported that Metra gave a statement indicating such data existed).**

Furthermore, we are requesting that your company preserve and retain all data, statements, documents, videotape, audiotape, train recorder devices, black box devices, that in any reflect on the speed of the Amtrak train, the braking of the Amtrak train and other movement of the Amtrak train on July 14, 2019 between 11:00 a.m. and 3:00 p.m. We are also all post accident investigation materials, including reports, measurements, photographs, video and audio be preserved. Please preserve all data as it related to the activation of the warning gate and/or lights at the railroad crossing at Lehigh and Lincoln Ave in Morton Grove, IL, all information about the maintenance history of said warning gate/lights, all repair history for said crossing, all documents which reflect a freight train that was crossing said intersection at or near the time of the accident with [REDACTED] and all records, recordings, statements and other evidence that in

any way touch upon this accident and the warning gates/lights at this railroad crossing. Please preserve all potential evidence in a potential wrongful death lawsuit my client will be filing.

My firm will pay the appropriate costs for this Freedom of Information Request. Should you have any questions, please contact my office.

Very truly yours,


David Nemeroff
DBN/zz