



S T A C K F A C T S

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RE: Key Points and Detailed Recap of Per Diem Rules

Effective Friday, August 1, 2003, Pacer Stacktrain adjusted several equipment use policies and charges. These changes were initiated to simplify our billing process and make our per diem rules as similar as possible to industry standards. August per diem bills that will be mailed to Motor Carriers during the first week in September will reflect these changes.

Below is a recap of key points followed by the detailed version of the new rules. For ease of use, a one-page simplified rules summary and daily free time matrix is attached in PDF format at the end of this fax.

KEY POINTS

- **Free time for loads will now begin upon notification or discharge from the train (grounding), whichever is later**
- **Effective August 1st, Pacer's per diem charges will all be on one bill; on-terminal per diem charges will no longer be billed separately**
- **To improve the ease of use and competitiveness of Pacer's equipment, several positive changes were implemented on August 1st:**
 - Notification/discharge occurring on a weekend or holiday will now be effective on the next working day
 - Additional holidays in the U.S. and Canada will now be recognized
 - Load/Load tier one (\$30) rate days have been extended by four days (from ten to fourteen) after the expiration of free time
- **In the unlikely event that a load is delayed due to a bad order chassis or container, lack of chassis, or late discharge from train, the applicable adjustment will be made to the notify time**
 - Your normal Pacer Stacktrain Customer Service or Operations contact can assist you with a notify time adjustment request
- **Terminal storage, billed and collected by the underlying railroads, is a separate charge that remains in force per individual railroad policies**

A UIIA Addendum containing the rules changes has been mailed to UIIA Motor Carrier Participants. This addendum plus the following detailed per diem rules and the attached per diem summary matrix have all been posted on our Web site at www.pacerstack.com.

DETAILS

Equipment Per Diem

Pacer Stacktrain owned and leased equipment may be interchanged only to Motor Carriers who have a valid Uniform Intermodal Interchange Association Interchange and Facilities Access and Interchange Agreement, including the [Pacer International](#), Inc. and Pacer Stacktrain and APL addenda to the Agreement. The Motor Carrier must be a subscriber to the Uniform Intermodal Interchange Association and is liable for compliance with all terms and conditions of the Agreement. Motor Carriers should contact the UIIA in Greenbelt, Maryland at 301-474-8700 in the event they have issues with the Agreement or addenda.

I. Charges

- Intermodal Equipment, 20, 40 or 45 feet in length, out-gated empty and returned loaded, out-gated loaded and returned empty, or out-gated loaded and returned loaded, shall be charged thirty dollars (\$30) per day from the first billable day and every day thereafter through the tenth billable day. The charge for the eleventh billable day and every day thereafter will be eighty dollars (\$80) per day.
- Intermodal Equipment, 48 or 53 feet in length, out-gated empty and returned loaded or out-gated loaded and returned empty, shall be charged thirty dollars (\$30) per day from the first billable day and every day thereafter through the seventh billable day. The charge for the eighth billable day and every day thereafter will be eighty dollars (\$80) per day.
- Intermodal Equipment, 48 or 53 feet in length, out-gated loaded and returned loaded shall be charged thirty dollars (\$30) per day from the first billable day and every day thereafter through the fourteenth billable day. The charge for the fifteenth billable day and every day thereafter will be eighty dollars (\$80) per day.

II. Free time

- For loaded equipment, usage shall begin at the time of notification or discharge of the load, whichever is later. Notification or discharge which occurs on a Saturday, Sunday or holiday will be effective as of the next working day. For empty equipment, usage shall begin at the time of out-gate of the empty equipment.
- Whenever free time includes a Saturday, Sunday or holiday, such Saturday, Sunday or holiday shall count as additional free days. A Saturday, Sunday or holiday that follows the expiration of Free Time shall be counted as billable days.
- Empty Intermodal Equipment returned loaded shall receive the day of out-gate and the next two (2) working days free when the equipment is in the state of California, Oregon, Utah or Washington. For all other states and Canada, the

equipment shall receive the day of out-gate and the next three (3) working days free.

- Loaded Intermodal Equipment returned empty shall receive the day of notification or discharge, whichever is later, and the next two (2) working days free when the equipment is in the state of California, Oregon, Utah or Washington. For all other states and Canada, the equipment shall receive the day of notification or discharge, whichever is later, and the next three (3) working days free. In the event that notification or discharge data is not available, the day the equipment out-gates shall be considered the day of notification/discharge for the purposes of calculating free days and usage charges.
- Loaded Intermodal Equipment returned loaded shall receive the day of notification or discharge, whichever is later, and the next four (4) working days free when the equipment is in the state of California, Oregon, Utah or Washington. For all other states and Canada, the equipment shall receive the day of notification or discharge, whichever is later, and the next five (5) working days free. In the event that notification or discharge data is not available, the day the equipment out-gates shall be considered the day of notification/discharge for the purposes of calculating free days and usage charges.

Notes:

(1) The term "day" means the calendar period commencing at 0001 hours and terminating at 2400 hours or any fraction thereof.

(2) A "working day" by definition shall not be a Saturday, Sunday or holiday.

(3) The term "discharge" means discharge from the train, otherwise referred to as grounding.

(4) Holidays are defined as follows:

United States—New Years Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Day after Thanksgiving, Christmas Eve and Christmas Day

Canada—New Years Day, Victoria Day, Canada Day, Civic Holiday, Labor Day, Thanksgiving Day, Christmas Eve, Christmas Day and Boxing Day

Please make note of this information and inform those in your organization that need to know. If you have any questions regarding this announcement, please contact your Pacer Stacktrain Business Development Representative.



EQUIPMENT USE POLICIES AND CHARGES

NON-WEST COAST

(all states except: CA, WA, OR, UT)

			CHARGEABLE DAYS	
EMPTY to LOAD (day of out-gate plus 3 days)	Day of Out-gate	Last Free Day	20'-40'-45'	
	Monday	Thursday	Days 1-10	\$30 each
	Tuesday	Friday	Day 11 on	\$80 each
	Wednesday	Monday	48'-53'	
	Thursday	Tuesday	Days 1-7	\$30 each
	Friday	Wednesday	Day 8 on	\$80 each
	Saturday	Thursday		
Sunday	Thursday			
LOAD to EMPTY (day of notify plus 3 days)	Day of Notify	Last Free Day	20'-40'-45'	
	Monday	Thursday	Days 1-10	\$30 each
	Tuesday	Friday	Day 11 on	\$80 each
	Wednesday	Monday	48'-53'	
	Thursday	Tuesday	Days 1-7	\$30 each
	Friday	Wednesday	Day 8 on	\$80 each
	Saturday	Thursday		
Sunday	Thursday			
LOAD to LOAD (day of notify plus 5 days)	Day of Notify	Last Free Day	20'-40'-45'	
	Monday	Monday	Days 1-10	\$30 each
	Tuesday	Tuesday	Day 11 on	\$80 each
	Wednesday	Wednesday	48'-53'	
	Thursday	Thursday	Days 1-14	\$30 each
	Friday	Friday	Day 15 on	\$80 each
	Saturday	Monday week		
Sunday	Monday week			

NOTES

LOADS

Usage begins with rail notification or discharge from the train (grounding) whichever is later. Notification/discharge which occurs on a weekend or holiday will be effective on the next working day.

EMPTIES

Usage will begin at the time of out-gate of the empty equipment.

WEEKENDS / HOLIDAYS

If a weekend or holiday falls during the free time they will count as additional free days. However, once free time ends every day is chargeable, including weekends and holidays.

DAY

0001 hrs thru 2400 hrs

WORKING DAY

Not Saturday, Sunday or a holiday

WEST COAST

(only in the following states: CA, WA, OR, UT)

EMPTY to LOAD (day of out-gate plus 2 days)	Day of Out-gate	Last Free Day	20'-40'-45'	
	Monday	Wednesday	Days 1-10	\$30 each
	Tuesday	Thursday	Day 11 on	\$80 each
	Wednesday	Friday	48'-53'	
	Thursday	Monday	Days 1-7	\$30 each
	Friday	Tuesday	Day 8 on	\$80 each
	Saturday	Wednesday		
Sunday	Wednesday			
LOAD to EMPTY (day of notify plus 2 days)	Day of Notify	Last Free Day	20'-40'-45'	
	Monday	Wednesday	Days 1-10	\$30 each
	Tuesday	Thursday	Day 11 on	\$80 each
	Wednesday	Friday	48'-53'	
	Thursday	Monday	Days 1-7	\$30 each
	Friday	Tuesday	Day 8 on	\$80 each
	Saturday	Wednesday		
Sunday	Wednesday			
LOAD to LOAD (day of notify plus 4 days)	Day of Notify	Last Free Day	20'-40'-45'	
	Monday	Friday	Days 1-10	\$30 each
	Tuesday	Monday	Day 11 on	\$80 each
	Wednesday	Tuesday	48'-53'	
	Thursday	Wednesday	Days 1-14	\$30 each
	Friday	Thursday	Day 15 on	\$80 each
	Saturday	Friday		
Sunday	Friday			

HOLIDAYS

United States -

- New Years Day
- Presidents Day
- Memorial Day
- Independence Day
- Labor Day
- Thanksgiving Day
- Day after Thanksgiving
- Christmas Eve
- Christmas Day

Canada -

- New Years Day
- Victoria Day
- Canada Day
- Civic Holiday
- Labor Day
- Thanksgiving Day
- Christmas Eve
- Christmas Day
- Boxing Day