



# S T A C K F A C T S

**September 21, 2004**  
**Electronic Bulletin No. 573**  
**Re: Hurricane Ivan continues to affect service**

Dear Valued Customer,

In the aftermath of Hurricane Ivan and other recent severe weather events, several rail routes and terminals in the Southeast U.S. remain closed or subject to limited operations. Unfortunately, customers are advised to expect delays over the next several days due to resultant flooding and continuing service reroutes throughout the Southeast U.S. Here are a few of the specific details:

- CSXI's Memphis gate remains closed to outbound freight. The terminal is processing trains and the gate is open for freight pick up.
- CSXI's New Orleans and Mobile gates are open for outbound traffic and pickups. Rail activity is expected to resume Tuesday, September 21st.
- CSXI's Atlanta/Fairburn terminal is heavily congested with reroute traffic and experiencing delays of up to 24 hours.
- CSXI's Jacksonville terminal is still heavy with traffic for Memphis, Cincinnati and Orlando. Traffic moving between Jacksonville and New Orleans will be rerouted beginning Tuesday September 21st and delays should be expected.
- UP and CSXT continue to route East/West trains over the St. Louis and Memphis gateways until power has been restored for normal movement over New Orleans.

Pacer Stacktrain is continuing to monitor the situation and will be working closely with our rail transportation providers. We will provide additional information as it becomes available.

In addition, these weather-related situations have forced Pacer Stacktrain's participating rail transportation providers to provide notice that their force majeure or "act of God" provisions will apply. These provisions would excuse any liability for damages, losses or delay caused by water, wind, or other factors beyond the carrier's reasonable control. This would apply to all intermodal shipments originating in, destined to, or traveling through any affected area. In addition, the rerouting of shipments throughout the rail networks may affect transit times of other shipments. The force majeure

provisions also operate to suspend obligations for the period necessary to repair track and other facilities caused by this recent severe weather.

Due to this situation, Pacer Stacktrain also provides this notice that its own force majeure provisions will apply. These provisions are outlined in the Rules & Procedures section of our Information Directory (which can be viewed or downloaded from our website at [www.pacerstack.com/services](http://www.pacerstack.com/services)) and would likewise excuse Pacer Stacktrain from cargo loss or damage, delays and other liability caused by these recent severe weather incidents in the Southeast.

If you have any questions regarding this notice, please contact your Business Development Manager or Customer Support Representative.

We appreciate your business.