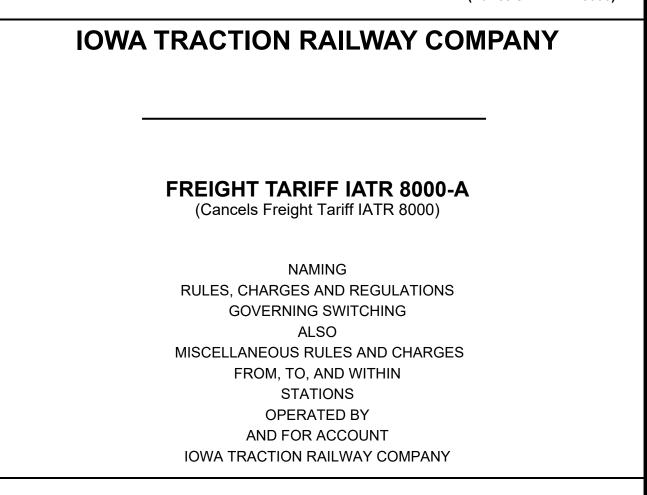
FT IATR 8000-A (Cancels FT IATR 8000)



# LOCAL TARIFF

This tariff is also applicable on intrastate traffic, except where expressly provided to the contrary in connection with particular rates and provisions contained herein.

ISSUED: August 10, 2016

EFFECTIVE: September 1, 2016

## **ISSUED BY**

D. J. Fellon, President Progressive Rail Inc. 21778 Highview Ave. Lakeville, MN 55044

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#### RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-GENERAL

## DESCRIPTION OF GOVERNING CLASSIFICATION

The term "Unification Freight Classification" when used nerein means Uniform Freight Classification 6000 - series.

## STATION LISTS AND CONDITIONS

This publication is governed by the Official Railroad Station List, OPSL 6000 - series, issued by RAILINC, Agent.

## CAPACITIES AND DIMENSIONS OF CARS

For marked capacities, lengths, dimensions, and cubical capacities of freight cars, see Official Railway Equipment Register, RER 6414–series, R.E.R. Publishing Corporation, Agent.

# REFERENCE TO TARIFFS, ITEMS, NOTES, RULES, ETC.

Where reference is made in this tariff to tariffs, items, notes, rules, circulars, etc., such references are continuous and include supplements to and successive issues of such tariffs, and reissues of such items, notes, rules, circulars, etc.

## HAZARDOUS FREIGHT

Shipments of hazardous freight under this tariff are subject to regulations of the U.S. Department of Transportation as shown in Bureau of Explosives, STB BOE 6000 - series, C. Keller, Agent.

## METHOD OF CANCELLING ITEMS

As this tariff is supplemented, numbered items with lettered suffixes cancel correspondingly numbered items in the original tariff or in a prior supplement. Letter suffixes will be used in alphabetical sequences starting with A. For example: Item 100-A cancels Item 100 and Item 200-B cancels Item 200-A in a prior supplement, which in turn cancelled Item 200.

## RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-UNLIMITED

## **ITEM 100**

#### LIMITATIONS

All cars delivered to IATR are received only upon the condition that there is room for them upon the tracks to which they are consigned, and the cars are subject to delays incident in switching and unavoidable causes.

Cars with bulged sides, excessive dimensions, or leaning cars that can not be placed where consigned because of sharp curves or danger of striking structures, will be placed upon the nearest acceptable track for loading and/or unloading.

#### **ITEM 110**

## **COLLECTION OF CHARGES**

All charges assessed to customers are due in US currency within 15 days of invoice date. All invoices are subject to a 1.5% per month finance charge if unpaid within 30 days from the date of invoice. In the event of a dispute, customers shall provide written notice within 30 days from the date of the bill, specifying the bill number and the basis for the dispute. Customers responsible for original charges shall also be responsible for all additional collection costs, including attorney fees and court costs, if IATR is required to collect in this manner. IATR may at its sole discretion require prepayment of services.

Customers may remit charges to IATR via electronic methods; however customer shall bear all related charges assessed by customer's financial institutions. Electronic remittances will be made in conformance with instructions provided by IATR.

Customers will be assessed a \$30.00 service charge or the maximum allowed by law on all checks returned unpaid by customer's financial institution for non-sufficient or uncollected funds. Additionally interest charges, as described in this item, will be assessed if returned check results in charges collected by IATR outside of credit terms.

IATR shall not accept responsibility for failure by customer to provide purchase order numbers or similar customer internal documentation authorizing IATR to provide services. IATR shall attempt to provide customer with information used in customer's internal accounting processes but inability to provide requested information or the inability to comply with customer's internal documentation procedures will in no way remove customer's obligation to pay charges within credit terms assessed pursuant to applicable tariffs or contracts.

Exception: All charges assessed to other railroads for switching and similar services will be collected according to the terms of applicable contracts and the Railway Accounting Rules.

## RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-UNLIMITED

**ITEM 120** 

#### MILEAGE ALLOWANCE

When loaded or empty private cars are handled by IATR, mileage payments will not be allowed except by written agreement. When railroad loaded or empty cars are handled by IATR in switching service consigned to customers located within a switching district, mileage payments will not be allowed.

#### **ITEM 140**

## RELEASE OF OPEN TOP LOADS

Customers must arrange with IATR for an inspection of shiftable, open top loads prior to their release. Open top loads must loaded in conformance to the current edition of the OTLR.

**ITEM 145** 

## ORDERING CARS

Customers shall order from IATR all cars desired for loading on tracks of IATR or industry tracks connected to IATR and should specify class of car, lading, weight, destination, route, and want date. At its sole discretion, IATR may require car orders to be submitted by customers via an approved electronic method supported by IATR. If a customer is required to submit car orders by an approved electronic method, a charge of \$20.00 will be assessed for each manual or facsimile submission. This charge will be assessed to the car ordering party. Car orders submitted by telephone will not be accepted.

## **ITEM 150**

## CARS ORDERED BUT NOT USED

When, on behalf of a customer, IATR orders a car from a foreign carrier for loading and customer refuses or rejects the car for reasons other than car is unfit for loading, a charge equal to the supplying carrier's car cancellation charge plus 5 percent will be assessed to the customer ordering the car from IATR.

Additionally when a car has been switched or placed by IATR and customer subsequently rejects the car for reasons other than the car is unfit for loading, a switching charge of \$150.00 will be assessed to the customer ordering the car from IATR or a foreign carrier.

Demurrage rules, charges, and regulations will apply to rejected cars in the same manner as other cars as published in IATR 6004 - series.

## FT IATR 8000-A

RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-UNLIMITED	SECTION 1 MISCELLANEOUS RULES AND CHARGES
ITEM 160	ITEM 1010
CARS ORDERED BUT NOT USED IN SUPPLYING CARRIER LINEHAUL	CHARGES FOR MOVEMENT OF REVENUE EMPTY CARS
When, on behalf of a customer, IATR orders a car from a foreign carrier for loading and customer loads and routes the car in such a manner that the supplying carrier is not in the linehaul, a charge equal to the supplying carrier's car offline use charge plus 5 percent will be assessed to the customer ordering the car from IATR.	A charge of \$1.10 a mile will be assessed for transportation of empty freight cars moving on their own wheels, minimum charge [I]\$300.00 per car. Exception: This item will not apply to empty cars that are consigned to customers on IATR lines for the purpose of loading. However private empty cars consigned to customers for loading but subsequently shipped as an
ITEM 170	empty will be assessed empty freight car charges.
INTERCHANGE ERROR MOVEMENTS When empty or loaded cars are received from a foreign carrier without proper forwarding paperwork, the cars will be returned to the delivering carrier or forwarded to the proper carrier, within the same switching district, at a	Exception: This item will not apply to empty cars received from another railroad with which the IATR has an agreement covering charges for empty equipment. ITEM 1020
charge of \$440.00 per car. Charge for this service will be assessed against the carrier delivering the cars to IATR.	LOADS REQUIRING CLEARING OF ADJACENT
When empty or loaded Toxic Inhalation Hazard cars are received from a foreign carrier without proper forwarding paperwork, the cars will be returned to the delivering carrier at a charge of \$1,750.00 per car. Charge for this service will be assessed against the carrier delivering the Toxic Inhalation Hazard cars to IATR.	TRACKS Loads that because of excessive width or length require clearing tracks adjacent to the track on which said load moves will be assessed a charge of \$300.00 for each track cleared.
IATR shall not be liable for any setback, switching, or linehaul charges assessed another carrier resulting from billing errors by a customer or by a carrier which is not affiliated with IATR.	ITEM 1030 IDLER OR TRAILER CARS
	Idler or trailer cars may be required by the engineering and/or operating departments of IATR, if in their judgment an idler or trailer car is required for safe operation. Idler or trailer cars will be subject to the same charges, rules, and regulations as are applied to loaded cars.
	ITEM 1040 ARTICULATED CARS
	Each unit of articulated cars, loaded or empty, will be subject to all rules, regulations, and charges as applied to a single railcar.
For explanation of abbreviations and reference marks not explain	ed herein, see Item 99999, this tariff.

## FT IATR 8000-A

SECTION 1 MISCELLANEOUS RULES AND CHARGES	SECTION 1 MISCELLANEOUS RULES AND CHARGES
ITEM 1050	ITEM 1070
SPECIAL TRAIN SERVICE	REMOVAL OF SWITCH STANDS
Cars loaded to excessive height, under-hang, width, length, weight, center of gravity, or any combination of these that in the judgment of the engineering and/or operating departments of IATR require excessive special handling for safe movement will be handled in special train service. Special trains are at the sole discretion and operational convenience of IATR. Other cars not requiring special service may, for carrier convenience, be handled	Loads that because of excessive width or length require the removal of switch stands, signals, or signs will be assessed a charge of \$975.00 for each switch stand, signal, or sign removed. This item will also be applicable for removal of switch stands, signals, or signs for customer purposes other than clearing loads.
by IATR in special trains. Said cars will not accrue additional charges.	ITEM 1080
Special train charges are $90.00$ per mile with a minimum	RELOADING EQUIPMENT
charge of \$5,500.00 in addition to freight and other applicable charges and will be charged to the customer requesting the special train. Special train charges must be prepaid unless agreed otherwise by previous agreement.	Customers may not reload cars made empty by them without first obtaining permission from IATR.
Circus, carnival, excursion, and other similar trains will only be handled pursuant to previous agreement.	Exception: This item will not be applicable to private cars that the customer owns or leases.
	ITEM 1090
ITEM 1060	FACILITIES CHARGES
<b>FAILURE TO STOW LOAD SECUREMENT DEVICES</b> When a customer releases empty cars for movement from industry or team tracks and doors, hatches, chains, cables, or other similar devices are not properly secured, and must be secured by IATR employees for safe movement, a charge of \$150.00 per car will be assessed to the customer that released the car for movement. This item does not apply when said devices, because of	IATR may from time to time, at its sole discretion, make available its own tracks, warehouses, sites, and other similar facilities available for customers to load or unload cars, store empty or loaded cars, or store product. The charges for use of these facilities are in addition to any freight or accessorial charges described in this or any other tariff and charges will be assessed pursuant to the applicable transload tariff or to previous agreement.
mechanical defect, cannot be operated as designed, provided that IATR has been informed of the defect at or	ITEM 1100
prior to the release of the car.	CARS LOADED IN VIOLATION OF CAR DISTRIBUTION
This item will not obligate IATR to stow load securement devices. IATR may, at its sole discretion, consider the car or track inaccessible if load securement devices are not properly stowed or secured. Loaded cars and hazardous materials cars will not be moved unless all load securement devices are properly secured by customer.	ORDERS A charge of \$575.00 per car will be assessed against the industry and/or carrier who violates the car distribution orders on file with UMLER placed on IATR owned or leased cars. This charge will be assessed for each occurrence and will be in addition to all other applicable charges.
	ITEM 1110
	FOREIGN CARS LEASED BY ONLINE CUSTOMERS
	Customers must immediately inform IATR of cars leased from a foreign railroad for the customer's exclusive use.
	When online customers of IATR lease foreign railroad cars for their exclusive use, hourly payments will be reclaimed against the owner road.
For explanation of abbreviations and reference marks not explair	ad barain and Itam 00000, this tariff

#### SECTION 1 MISCELLANEOUS RULES AND CHARGES

## ITEM 1120

## DEMURRAGE

All cars handled under this tariff will be subject to the demurrage rules, charges, and regulations published in IATR 6004 - series.

## ITEM 1130

## SUBMITTING SHIPPING INSTRUCTIONS

Shipping instructions for loaded or empty cars will be submitted by customers via an approved electronic method supported by IATR. Approved methods include EDI 404 or electronic Bill of Lading provided by IATR Internet accessed software. A charge of \$20.00 will be assessed for each manual or facsimile submission. This charge will be assessed to the customer located on IATR. Shipping instructions submitted by telephone will not be accepted.

## **ITEM 1135**

## SWITCHING ORDERS

Instructions for the release or requests for placements of loaded or empty cars or other similar events will be submitted by customers via electronic method supported by IATR. Approved methods include EDI 404 or electronic messaging via Internet accessed software provided by IATR. A charge of \$20.00 will be assessed for each manual or facsimile submission. This charge will be assessed to the customer located on IATR. Switching orders submitted by telephone will not be accepted.

## ITEM 1140

[A]

# FURNISHING HEAT FOR UNLOADING SHIPMENTS IN TANK CARS

IATR will furnish steam to heat freight in tank cars equipped with heater coils at points on IATR track where arrangements have been made in advance and where steam boilers are available at a charge of \$1,000.00 per day or portion thereof. In addition to this charge, intraterminal switch charges pursuant to Item 2050 herein will apply.

If more than one heating service is required, charges referred to above will apply for each separate movement of the car and heating service.

#### SECTION 1 MISCELLANEOUS RULES AND CHARGES

## **ITEM 1150**

## STORAGE OF RAIL CARS

To reduce charges which would otherwise apply, customers may, subject to track availability and at IATR's discretion, negotiate a rail car agreement with IATR for storage of rail cars on IATR trackage. Such agreements will entitle the customer to store a specified number of rail cars at a designated storage location at an applicable storage rate in lieu of demurrage charges pursuant to Tariff IATR 6004 - series.

## **ITEM 1160**

## TEAM TRACK USAGE

Existing team track service, including loading/unloading platforms and other non-exclusive IATR facilities, are available for use by shippers for non-hazardous commodities only on a shared usage basis at the sole cost, risk, and expense of customers using such facilities. By using such facilities, customers agree to indemnify, defend and hold harmless IATR from all claims, costs, and expenses and to assume all risk, responsibility liability for death, personal injury, or property damage arising from, related to, or caused by, in whole or in part, the use of such facilities.

## **ITEM 1170**

[A]

## CARS REQUIRED TO BE SWITCHED FROM TRAINS

When cars released empty or loaded by a customer that have been subsequently built into a IATR train for delivery to a connecting carrier but must be switched out of the train account refusal of connecting carrier to accept the cars in interchange, a charge of \$300.00 per car will be assessed to the customer.

This item will be applicable to cars that will not be accepted in interchange by connecting carriers for reasons not attributable to either the IATR or connecting carriers. Such reasons include but are not limited to: car subject to embargo, customer lacks credit with connecting carrier, shipping instructions on car not properly submitted or have been canceled by customer, private car is over age, private car not listed properly in UMLER, or for any other cause under the control of the customer.

SECTION 1 MISCELLANEOUS RULES AND CHARGES	SECTION 1 MISCELLANEOUS RULES AND CHARGES		
ITEM 1180	ITEM 2000		
[A] CARS DELIVERED TO CONNECTING CARRIERS AND SUBSEQUENTLY REQUESTED RETURNED BY	SPECIAL SWITCHING OR UNSCHEDULED TRAIN SERVICE		
CUSTOMER When cars are released empty or loaded by a customer and are interchanged by IATR to a connecting carrier and are subsequently requested to be returned by customer, a charge equal to the connecting carrier's error return charge plus \$100.00 will be assessed to the customer requesting the car to be returned. This service will only be available if connecting carrier is able to return the car. Requests for cars to be returned must be made in writing on the form supplied to customer by IATR.	Special switching or unscheduled train service requiring assignment of a locomotive and crew to supplement regularly scheduled switching or train service will be performed only on a customer's request submitted 24 hours in advance. A charge of \$2,500.00 for the first 8 hours or fraction thereof and \$337.50 for each additional hour or fraction thereof will be assessed. A charge of \$400.00 will be assessed for each additional locomotive required. This charge will not apply to additional locomotives that are required to replace locomotives originally assigned due to mechanical defects, track restrictions, carrier convenience, etc. These charges are in addition to other applicable transportation and accessorial charges. Hours will be computed from the time the locomotive and crew are on duty until the specia switching service has been performed and the locomotive and crew have returned to the point where they began du (including convenience of IATR). Special switching or unscheduled train service is subject the availability of IATR personnel and equipment. ITEM 2010 SWITCHING EQUIPMENT BETWEEN INDUSTRY AND IATR FACILITY When customer owned or controlled cars or locomotives are switched by IATR between industry and a facility for purposes of repairs or inspection, a charge of \$300.00 per car will be assessed.		
	ITEM <u>2020</u>		
	MASON CITY, IA SWITCHING DISTRICT, DESCRIPTION OF		
	Whenever reference is made in this tariff or other IATR instruments to the IATR Mason City, IA Switching District said district includes the following IATR stations:		
	STATION STATE FSAC		
	Mason City IA 5		
I	Clear Lake Jct IA 7		
	Clear Lake Jct IA 7		
	Pierce Ave IA 8		
	Pierce Ave IA 8		
	Pierce AveIA8Rorick ParkIA9		

## SECTION 2 SWITCHING RULES AND CHARGES

## ITEM <u>2030</u>

#### LIST OF INDUSTRIES OPEN TO RECIPROCAL SWITCHING

The listed industries in this item are located on the IATR within the Mason City, IA Switching District as described in Item 2020 and are open to reciprocal switching in connection with CPRS.

When changes in name or ownership occur in the customers listed in this item, this item will be corrected as soon as practical, but until such correction is made, the same charges, rules, and regulations will apply as for the industry previously using the same track.

INDUSTRIES

NAME	STATION
IATR Team Track Customers	Emery, IA/West Mason City, IA
Ag Processing Inc	West Mason City, IA
Behr Iron & Metal	Emery, IA
Growmark Inc	Emery, IA
Iowa Dry	West Mason City, IA
Petroblend Corp	West Mason City, IA
REG Mason City LLC	Emery, IA

## **ITEM 2040**

## **INTRA-PLANT SWITCHING**

A charge of [I]\$300.00 per car will be assessed for each movement of cars that have been placed for loading or unloading and subsequently switched at the request of a customer from one location to another location on the same track or from one track to another track within the same industry. Such charges will be assessed against the customer requesting the switch. Intra-plant switching is at the convenience of IATR and will be performed during the normal course of operations.

Exception: This item will not be applicable when such movement is incidental and necessary in connection with the removal or placement of other loaded or empty cars.

#### SECTION 2 SWITCHING RULES AND CHARGES

#### **ITEM 2050**

## **INTRA-TERMINAL SWITCHING**

A charge of [I]\$350.00 per car will be assessed for each movement of cars that have been placed for storage, loading or unloading and subsequently switched at the request of a customer from one track to another track within the switching limits of a single station. Such charges will be assessed against the customer requesting the switch. Intra-terminal switching is at the convenience of IATR and will be performed during the normal course of operations.

## ITEM 2060

## **INTER-TERMINAL SWITCHING**

A charge of [I]\$400.00 per car will be assessed for each movement of cars that have arrived at a station for placement and subsequently switched at the request of a customer from one station to another station. Such charges will be assessed against the customer requesting the switch. Inter-terminal switching is at the convenience of IATR and will be performed during the normal course of operations.

#### SECTION 2 SWITCHING RULES AND CHARGES

## ITEM 2065

## **RECIPROCAL SWITCHING**

The IATR will perform reciprocal switching between customers located on the IATR and interchange with the CPRS at Mason City, IA at the following charges:

STATION	COMMODITY	STCC	<b>RATE</b> (Dollars Per Car)
Mason City, IA (See Notes 1,2, 3 and 5)	Soybeans	0114410 - 0114425	\$200.00 [I]
	Soybean Oil	2092110	\$200.00 [I]
	Corn Oil	2046510	\$300.00
	Soybean Meal	2092310 - 2092390	\$200.00 [I]
	Lumber or Wood Products	2411110 - 2499997	\$300.00
	Wood Poles	2411610- 2411635; 2491125- 2491128; 2498110- 2498115	\$350.00
	Methanol	2818426	\$300.00
	Methallyl Alcohol	2818473	\$435.00
	Fatty Acids (Biodiesel)	2899405 - 2899470	\$350.00
	Petroleum Refining Products	2911130 - 2911990	\$300.00
	Liquefied Gases	2912110 - 2912190	\$350.00
	Steel Products	3312115 - 3312990	\$300.00
	Scrap Steel	4021110 - 4021177; 4029118; 4029172	\$350.00
	Automobile Shred Residue	4029103; 4029133; 4029176	\$350.00

#### SECTION 2 SWITCHING RULES AND CHARGES

ITEM 2065 (Cont'd)

## RECIPROCAL SWITCHING

The IATR will perform reciprocal switching between customers located on the IATR and interchange with the CPRS at Mason City, IA at the following charges:

STATION	COMMODITY	STCC	<b>RATE</b> (Dollars Per Car)
Mason City, IA (See Notes 1,2, 3 and 5)	Railroad Ties Wood, Scrap	4029192	\$300.00
	Waste, Fuel	4810560	\$325.00
	Commodities Not Listed	Commodities Not Listed (See Note 4)	\$500.00

## **EXPLANATION OF NOTES, ETC.**

- Note 1 Includes all IATR stations within the Mason City, IA Switching District (See Item 2020, this tariff).
- Note 2 For list of Customers see Item 2030, this tariff.
- Note 3 When a switch rate is published utilizing a STCC range and a different switch rate is also published separately for a narrower STCC range or a specific STCC, the switch rate published for the narrower STCC range or specific STCC will supersede the switch rate published for the larger STCC range on the commodities so separately listed.
- Note 4 Does not include dimensional shipments, Toxic Inhalation Hazard shipments or Hazardous Waste shipments.
- Note 5 When a switch rate is published utilizing a specific STCC or STCC range, the switch rate will also apply to all associated hazardous material codes.

ITEM 2070 SWITCH ORDERED BUT UNABLE TO BE PERFORMED	ITEM 99999
SWITCH ORDERED BUT UNABLE TO BE PERFORMED	
When a switch is ordered but is unable to be performed by IATR because of a customer condition, a charge of II\$300.00 per car will be assessed to the customer requesting the switch. Customer conditions that may render a switch unable to be performed include but are not limited to: car not loaded/ unloaded as indicated on release, load securement devices not properly stowed, unsafe customer track condition, car damaged by customer, presence of customer placed blue flag, red board or similar signage, locked gates/doors, track full, or any other condition for which IATR has no control. This item will be applicable to any of the following switch orders: release load, release empty, intra-plant, intra-terminal, inter-terminal, turn car, placement requests, or any other similar switching request. <b>ITEM 2080</b> A charge equal to the intra-terminal switching rate per loaded or empty car will be assessed to the customer ordering a car turned. Turn car switching will be in addition to any other switching charges. If the car ordered to be turned is not at a station where turning facilities are available and must be moved out of route, then an additional intra-terminal switching charge will apply. Turn car switching will only be performed where facilities are available and is at the convenience of IATR and will be performed during the normal course of operations.	AND REFERENCE MARKS <sup>(1)</sup> AAR - Association of American Railroads BOE - Bureau of Explosives CFR - Code of Federal Regulations EDI - Electronic Data Interchange Etc et cetera FT - Freight Tariff IATR - Iowa Traction Railway Company OPSL - Official Railroad Station List (RAILINC, Agent) OTLR - AAR Open Top Loading Rules (AAR, Publisher) RER - Official Railway Equipment Register (R.E.R. Publishing Corporation, Agent) STB - Surface Transportation Board UMLER - Universal Machine Language Equipment Register U.S United States of America [A] - Addition [C] - Cancelled [I] - Increase [R] - Reduction [NC] - Brought forward without change (Underscored portion denotes addition/change.) <sup>(1)</sup> The two character state abbreviations used in this tariff are those adopted by the postal departments of the United States and Canada.