

FT PGR 6004-A
(Cancels FT PGR 6004)

PROGRESSIVE RAIL INC.

FREIGHT TARIFF PGR 6004-A **(Cancels Freight Tariff 6004)**

NAMING
RULES, CHARGES, AND REGULATIONS
GOVERNING DEMURRAGE
AT THE STATION RANDOLPH, MN
AND
STORAGE AT ALL STATIONS
OPERATED BY PROGRESSIVE RAIL INC.

DEMURRAGE AND STORAGE 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: October 1, 2008

EFFECTIVE: October 21, 2008

ISSUED BY

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

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<p align="center">RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-GENERAL</p>	<p align="center">SECTION 1 DEMURRAGE RULES AND CHARGE</p>
<p>ITEM 10</p> <p align="center">STATION LISTS AND CONDITIONS</p> <p>This publication is governed by the Official Railroad Station List, OPSL 6000 -series, issued by RAILINC, Agent.</p>	<p>ITEM 100</p> <p align="center">CARS SUBJECT TO DEMURRAGE RULES AND CHARGES</p> <p>Railroad, railroad controlled, and private cars held for or by consignees and consignors for any purpose are subject to the demurrage rules and charges described in this tariff. All cars of TTX Company are railroad controlled equipment.</p> <p>Note - Demurrage rules and charges contained herein will not apply to empty or loaded private cars held on private tracks.</p>
<p>ITEM 20</p> <p align="center">REFERENCE TO TARIFFS, ITEMS, NOTES, RULES, ETC.</p> <p>Where reference is made in this tariff to tariffs, items, notes, rules, etc., such references are continuous and include supplements to and successive issues of such tariffs, and reissues of such items, notes, rules, etc.</p>	<p>ITEM 110</p> <p align="center">CHARGEABLE DAYS</p> <p>Chargeable days are defined as days that follow the expiration of free time as described in Item 120.</p>
<p>ITEM 30</p> <p align="center">METHOD OF CANCELLING ITEMS</p> <p>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.</p>	<p>ITEM 120</p> <p align="center">FREE TIME</p> <ol style="list-style-type: none"> Saturdays and Sundays are not chargeable demurrage days, except when preceded by a chargeable demurrage day. The following US holidays are free time: <ul style="list-style-type: none"> New Year's Day - January 1 (See Note) Memorial Day - Last Monday of May US Independence Day - July 4 (See Note) Labor Day - First Monday of September Thanksgiving Day - Fourth Thursday of November Christmas Day - December 25 (See Note) New Year's Eve - December 31 (See Note) <p>Note - When this day occurs on a Saturday or Sunday, the following Monday will be observed as the holiday.</p> Forty-eight (48) hours free time will be allowed for cars held for loading and unloading. The start of the forty-eight (48) hours of free time will commence at the first 0700 after placement or notification, whichever occurs first.
<p align="center">RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS-UNLIMITED</p>	<p>ITEM 130</p> <p align="center">DEMURRAGE CHARGES</p> <p>On cars subject to demurrage charges, after the expiration of free time, a charge of [!]\$75.00 per car per day, or fraction thereof will be assessed until the car is released.</p>
<p>ITEM 75</p> <p align="center">CARS HELD FOR PAYMENT</p> <p>Cars held for payment of freight or accessorial charges shall accrue demurrage charges at the same rate as normal demurrage charges. However no credit days shall be granted.</p>	
<p>ITEM 80</p> <p align="center">CARS HELD FOR SHIPPING INSTRUCTIONS</p> <p>Cars held for shipping instructions will accrue demurrage charges at the same rate as normal demurrage charges. However no credit days shall be granted.</p>	<p>For explanation of Abbreviations and Reference Marks, see last part of this tariff.</p>

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<p align="center">SECTION 2 STORAGE RULES AND CHARGE</p>	<p align="center">EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</p>																				
<p>ITEM 200 [A] CONDITIONS OF STORAGE</p> <p>PGR will accept cars for storage on the conditions listed herein and all other applicable tariffs. Cars will be stored subject to track availability. Customer, at customer's sole expense, shall provide PGR a certificate of insurance coverage certifying the existence of general liability insurance coverage.</p>	<p>ITEM 99999</p> <p align="center">EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</p> <table border="0"> <thead> <tr> <th align="left"><u>ABBR/REF</u></th> <th align="left"><u>Explanation</u></th> </tr> </thead> <tbody> <tr> <td>ABBR</td> <td>Abbreviations</td> </tr> <tr> <td>PGR</td> <td>Progressive Rail Inc.</td> </tr> <tr> <td>REF</td> <td>Reference Marks</td> </tr> <tr> <td>[A]</td> <td>Addition</td> </tr> <tr> <td>[C]</td> <td>Change</td> </tr> <tr> <td>[D]</td> <td>Canceled</td> </tr> <tr> <td>[I]</td> <td>Increase</td> </tr> <tr> <td>[R]</td> <td>Reduction</td> </tr> <tr> <td>[NC]</td> <td>Brought forward without change</td> </tr> </tbody> </table> <p>(<u>Underscored</u> portion denotes addition/change.)</p>	<u>ABBR/REF</u>	<u>Explanation</u>	ABBR	Abbreviations	PGR	Progressive Rail Inc.	REF	Reference Marks	[A]	Addition	[C]	Change	[D]	Canceled	[I]	Increase	[R]	Reduction	[NC]	Brought forward without change
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<p>ITEM 210 [A] STORAGE HOLD CHARGES</p> <p>Private cars, loaded or empty, held on PGR storage/hold tracks at customer request, will be subject to a storage hold charge of \$15.00 per day or fraction thereof, computed from the time car is first held until car is released from storage hold.</p>																					
<p>ITEM 220 [A] SWITCHING TO AND FROM STORAGE/HOLD TRACKS</p> <p>A charge of \$250.00 will be assessed per car for cars switched into and out of storage. The charge will be assessed in each direction.</p>																					