

FT PGR 6004-C  
(Cancels FT PGR 6004-B)

# PROGRESSIVE RAIL INC.

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## FREIGHT TARIFF PGR 6004-C (Cancels Freight Tariff PGR 6004-B)

GENERAL CAR DEMURRAGE  
AND  
STORAGE  
RULES AND CHARGES  
APPLYING AT POINTS  
ON THE  
PROGRESSIVE RAIL INC.

### DEMURRAGE & 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: June 9, 2016

EFFECTIVE: July 1, 2016

ISSUED BY

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

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For explanation of Abbreviations and Reference Marks, see last page of this tariff.			

SECTION 1 DEMURRAGE RULES AND CHARGE	SECTION 1 DEMURRAGE RULES AND CHARGE
<p><b>ITEM 100</b> [C]</p> <p><b>CARS SUBJECT TO DEMURRAGE RULES AND CHARGES</b> (See Exceptions 1 and 2)</p> <p>Railroad, railroad controlled, and private cars held for or by consignees (See Note 1) and consignors (See Note 2) for any purpose are subject to the demurrage rules and charges described in this tariff. All cars of TTX Company will be considered railroad controlled equipment.</p> <p>Note 1 - For the purpose of applying the provision of Section 1, this tariff, Consignee includes any person receiving railcars from this railroad for unloading as more specifically provided for in 49 CFR 1333. [A]</p> <p>Note 2 - For the purpose of applying the provision of Section 1, this tariff, Consignor includes any person receiving railcars from this railroad for loading as more specifically provided for in 49 CFR 1333. [A]</p> <p>Exception 1: Demurrage rules and charges contained herein will not apply to empty or loaded private cars held on private tracks.</p> <p>Exception 2: Demurrage rules and charges contained herein will not apply on railcars for which CPRS has the right to apply CPRS Demurrage Tariffs.</p>	<p><b>ITEM 130</b></p> <p><b>CHARGEABLE DAYS</b></p> <p>Chargeable days are defined as days that follow the expiration of free time as described in Item 120.</p> <hr/> <p><b>ITEM 140</b></p> <p><b>DEMURRAGE CHARGES</b></p> <p>On cars subject to demurrage charges, after the expiration of free time, a charge of \$65.00 per chargeable day, or fraction thereof, will be assessed until the car is released by customer.</p> <p>Exception: Cars assigned AAR mechanical designations FD, FM, or FW with a load capacity in excess of 200,000 lbs. or cars listed in the tariffs below will be subject to demurrage charges of \$75.00 per day.</p> <ol style="list-style-type: none"> <li>1. Tariff RIC 6740-series, Naming Use and Car Detention Charges on Special Type Heavy-Duty Flat Cars.</li> <li>2. Tariff RER 6414-series, The Official Railway Equipment Register, Heavy Duty and Special Flat Car Section.</li> </ol>
<p><b>ITEM 110</b></p> <p><b>HOLIDAYS</b></p> <p>Wherever reference is made to "Holidays," it shall mean only the days listed below:</p> <p>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> <p>Note - When this date occurs on a Saturday or Sunday, the following Monday will be observed as the holiday.</p>	<p><b>ITEM 150</b> [A]</p> <p><b>DEMURRAGE LIABILITY</b></p> <p>Any person or entity receiving rail cars from this railroad for loading or unloading who detains the cars beyond the period of free time set forth herein will be held liable for any applicable demurrage if this railroad has provided that person or entity with actual notice of the demurrage rules and charges contained herein providing for such liability prior to the placement of rail cars. The notice shall be in written or electronic form.</p>
<p><b>ITEM 120</b></p> <p><b>FREE TIME</b></p> <p>Free time will be allowed for each car as follows:</p> <ol style="list-style-type: none"> <li>1. Two business days from the first midnight following actual or constructive placement.</li> <li>2. Holidays as listed in Item 110, provided that a chargeable day has not occurred prior to the holiday.</li> <li>3. Saturdays and Sundays, provided that a chargeable day has not occurred prior to the Saturday or Sunday.</li> </ol>	
<p>For explanation of Abbreviations and Reference Marks, see last page of this tariff.</p>	

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<p align="center"><b>SECTION 2 STORAGE RULES AND CHARGE</b></p>	<p align="center"><b>EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</b></p>
<p><b>ITEM 200</b></p> <p align="center"><b>CONDITIONS OF STORAGE</b></p> <p>PGR will accept private 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><b>ITEM 99999</b></p> <p align="center"><b>EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS</b></p> <p>FT - Freight Tariff            CPRS - Canadian Pacific Railway            PGR - Progressive Rail Inc.</p> <p>[A] - Addition            [D] - Cancelled            [I] - Increase            [R] - Reduction            [NC] - Brought forward without change</p> <p>(<u>Underscored</u> portion denotes change.)</p>
<p><b>ITEM 210</b> [C]</p> <p align="center"><b>STORAGE HOLD CHARGES</b></p> <p>Private cars, loaded or empty, held on PGR storage/hold tracks at customer request, will be subject to a storage hold charges per car per day, or fraction thereof, computed from the time car is first held until car is released from storage hold:</p> <p>(a) Non-Hazardous Cars..... \$15.00            (b) Hazardous Cars..... \$20.00 [I]</p>	
<p><b>ITEM 220</b> [C]</p> <p align="center"><b>SWITCHING TO AND FROM STORAGE/HOLD TRACKS</b></p> <p>Charges shown below will be assessed per car for cars switched into and out of storage. The charges will be assessed in each direction.</p> <p>(a) Non-Hazardous Cars..... \$450.00 [I]            (b) Hazardous Cars..... \$600.00 [I]</p> <p>. The charge will be assessed in each direction.            .</p>	
<p><b>ITEM 230</b> [A]</p> <p align="center"><b>REPOSITIONING CARS</b></p> <p>When a customer requests removal of specific car(s) from storage which requires this railroad to sort and reposition other cars at the customer's request, a charge of \$500.00 per car, per occurrence, will be assessed to the customer making the request. These charges are in addition to the outbound switch charge.</p>	