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FEDERAL MARITIME COMMISSION

AGREEMENT No. 011871

WEST COAST– SECURITY BRIDGE AGREEMENT

March 8th, 2004

EFFECTIVE
APR 2 2 2004
UNDER THE SHIPPING ACT OF 1984
Federal Maritime Commission

FMC Agreement No.: 011871 Effective Date: Thursday, April 22, 2004
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West Coast-Security Bridge Agreement
F.M.C. No. 011871

TABLE OF CONTENTS

Page No.

Article I. Full Name of the Bridge Agreement. 1

Article II. Purpose and Authority of the Bridge Agreement..... 1
(a) GENERAL..... 1
(b) BACKGROUND AND PURPOSE 1
(c) LIMITATIONS 1
(d) MEETINGS AND DISCUSSIONS 1

Article III. Parties to the Agreement. 2
(a) CURRENT PARTIES 2

Article IV. Geographic Scope. 2

Article V. Delegation of Authority. 2

Article VI. Duration, Modification and Termination. 2
(a) DURATION 2
(b) TERMINATION..... 2
(c) PROCEDURE 3

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West Coast— Security Bridge Agreement
F.M.C. Agreement No. 011871

ARTICLE I. FULL NAME OF THE BRIDGE AGREEMENT.

The Bridge Agreement established hereby shall be entitled the "West Coast—Security Bridge Agreement" (hereinafter "Bridge Agreement").

ARTICLE II. PURPOSE AND AUTHORITY OF THE BRIDGE AGREEMENT.

(a) **GENERAL.** It is the purpose of this Bridge Agreement to enable the West Coast MTO Discussion Agreement, F.M.C. No. 201143 ("WCMTODA") and the Maritime Security Discussion Agreement, F.M.C. No. 011852 ("MSDA") (collectively, "Discussion Agreements") to meet and discuss, and possibly agree on matters related to maritime security

(b) **BACKGROUND AND PURPOSE.** Both Discussion Agreements are addressing security issues as part of their discussions. The majority of the members of the WCMTODA are members of the MSDA. On the other hand, most of the members of the MSDA are NOT members of the WCMTODA. Because the WCMTODA is discussing and drafting agreements that have maritime security implications, this Bridge Agreement will help the membership of both Discussion Agreements make more informed maritime security decisions.

(c) **LIMITATIONS:** The 'inland division' or 'inland portion' of through rates shall not be discussed.

(d) **MEETINGS AND DISCUSSIONS.** The parties hereto are authorized to conduct meetings and hold discussions, either as a group or though subcommittees or subgroups, and exchange information; provided the meetings, discussions or information are related to maritime security.

FMC Agreement No.: 011871 Effective Date: Thursday, April 22, 2004 APR 22 2004
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ARTICLE III. PARTIES TO THE AGREEMENT.

(a) **CURRENT PARTIES.** This Bridge Agreement shall be between the two Discussion Agreements, but shall inure to the benefit of the members of the two Discussion Agreements.

ARTICLE IV. GEOGRAPHIC SCOPE.

This Agreement shall apply to the geographic scope of the MSDA which is all United States ports in which the parties hereto are engaged in activities involving or relating to ocean transportation of cargo or passengers in the foreign commerce of the United States.

ARTICLE V. DELEGATION OF AUTHORITY.

The law firm of Carroll & Froelich, PLLC, is authorized by the WCMTODA and MSDA and Lambos and Junge is authorized by the MSDA to execute this Bridge Agreement and any subsequent modifications or amendments hereto on their behalf, to file this Bridge Agreement and any modifications or amendments hereto with the Commission on their behalf, and to make all other filings on their behalf with the Commission relating to this Bridge Agreement, including the filing of minutes required by 46 C.F.R. § 535.706.

ARTICLE VI. DURATION, MODIFICATION AND TERMINATION.

(a) **DURATION.** This Bridge Agreement shall become effective when permitted by 46 U.S.C. app. § 1705 and continue until terminated.

(b) **TERMINATION.** This Bridge Agreement shall continue in effect indefinitely until terminated by either of the members.

FMC Agreement No.: 011871 Effective Date: Thursday, April 22, 2004
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(c) **PROCEDURE.** Copies of any modification, amendment or termination of this Bridge Agreement shall be filed with the Federal Maritime Commission and shall become effective as provided in the Act and FMC regulations.

IN WITNESS WHEREOF the undersigned have executed this Bridge Agreement on this 8th day of March, 2004 on behalf of all the parties.

F. Edwin Froelich
Carroll & Froelich, PLLC
2011 Pennsylvania Ave, NW
Suite 301
Washington, DC 20006

Carol Lambos
Lambos & Junge
29 Broadway
New York, NY 10006

FMC Agreement No.: 011871 Effective Date: Thursday, April 22, 2004
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