ARTICLE 5: AGREEMENT AUTHORITY

5.1 Under this Agreement, two or more of the parties are authorized, but not required to meet, discuss and agree upon all matters in the Trade relating to the interchange of carrier equipment with shippers and/or consignees, their agents or subcontractors, including uniform or differential terms pertaining to insurance, liability for loss or damage (whether of or to equipment, or the person or property of third parties) maintenance and repair, credit and billing practices, free time, detention charges, and other terms of equipment interchange agreements and all conditions, classifications, rules, and practices pertaining to the availability, lease, use, delivery, acceptance, interchange, refusal, handling, documentation, transfer, storage, inland transportation, and delivery of equipment whether moving under through bill of lading or otherwise, by direct service or transshipment, and whether moving under tariffs, service contracts or otherwise.

5.2 The parties may exchange information, statistics, reports, studies and other data pertaining to matters within the scope of Article 5.1.

5.3 Without limitation, any agreement reached on rate or service items subject to tariff filing pursuant to Section

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UNDER THE
SHIPPING ACT
OF 1984
Federal Maritime Commission

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5.6 Voluntary agreements reached hereunder may be published in the applicable tariffs of the parties. If a party's applicable tariff is published by a conference, such party may bring the agreement reached hereunder to the conference for consideration and adoption by it. The parties may agree to publish a tariff(s) under the auspices of the Agreement covering subjects authorized by this Article in which all or some of the parties may participate.

5.7 Subject to Article 5.3 hereof, the parties are authorized to enter into implementing and interstitial arrangements, writings, understandings, procedures and documents within the scope of the authorities set forth in this Article 5 in order to carry out the authorities and purpose hereof.

ARTICLE 6: OFFICIALS OF THE AGREEMENT AND DELEGATIONS OF AUTHORITY

6.1 From time to time, the parties shall designate a chairman and a five person Executive Committee from among the

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Equipment Interchange
Discussion Agreement
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SIGNATURE PAGE

IN WITNESS WHEREOF, the parties to Agreement No. 202-011284 hereby agree this 7th day of August, 1996, to amend the Agreement as per the attached First Revised Page No. 3, and First Revised Page No. 4a, and to file same with the U.S. Federal Maritime Commission.

EQUIPMENT INTERCHANGE DISCUSSION AGREEMENT

Jeffrey F. Lawrence
Counsel to Agreement No. 202-011284
Authorized to Execute
Modification Pursuant to
Article 6.2 of Agreement

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