

schedules shall be directly or indirectly refunded or remitted in whole or in part in any matter or by any device.

3. J. Michael Cavanaugh, Christopher DeLacy, and Gerald A. Morrissey III, jointly and individually as agents, hereinafter referred to jointly and individually as “Agent,” whose address is Holland & Knight LLP, 800 17th Street N.W., Suite 1100, Washington, D.C. 20006, or such other persons as the parties may at any time hereafter designate, shall be the authorized representative of each of the parties hereto to issue and receive all notices and communications pertaining to this Agreement, and to publish and issue all rate schedule corrections, amendments, and corrections thereto and any re-issue thereof, setting forth rates, charges, classifications, rules, regulations, and practices hereto.

4. The Agent, or such other person as the parties may from time to time, designate, shall file with the Federal Maritime Commission a report of all meetings of the parties (as said phrase is defined by the Federal Maritime Commission). The said report, whose accuracy and completeness shall be certified by the Agent, or other authorized person, shall describe all matters within the scope of the Agreement which are discussed or taken up at any such meeting, and shall specify the action taken with respect to each matter.

The said Agent, or any other authorized person, shall, for a period of at least three years from the publication thereof, retain all reports or circulars, in whatever form, which have been distributed to the parties and relate to matters within the scope of the Agreement.


**AMENDMENT NUMBER SIX
TO
FMC AGREEMENT NO. 008005**

The members of the New York Terminal Conference (the "Conference") do hereby amend Federal Maritime Commission ("FMC") Agreement Number 008005 to add Mr. Gerald A. Morrissey III as one of the Conference Agents from the law firm of Holland & Knight LLP. The attached Exhibit A provides a markup and a final version of the amended Agreement text.


IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed by their duly authorized representatives and effective as of the date filed with the FMC.

APM TERMINALS ELIZABETH, LLC

PORT NEWARK CONTAINER TERMINAL

By: 


Gerald A. Morrissey III,
Attorney-in-Fact, for
APM Terminals Elizabeth, LLC

By: 

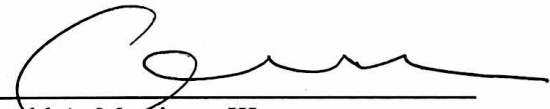
Gerald A. Morrissey III,
Attorney-in-Fact, for
Port Newark Container Terminal

GCT BAYONNE LP

RED HOOK CONTAINER TERMINAL, LLC

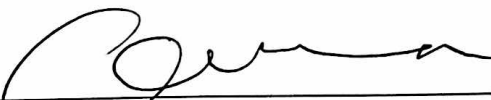
By: 

Gerald A. Morrissey III,
Attorney-in-Fact, for
GCT Bayonne LP

By: 

Gerald A. Morrissey III,
Attorney-in-Fact, for
Red Hook Container Terminal, LLC

GCT NEW YORK LP

By: 

Gerald A. Morrissey III,
Attorney-in-Fact, for
GCT New York LP

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