

# LOUISVILLE & INDIANA RAILROAD COMPANY



## FREIGHT TARIFF LIRC 8200

—

RATES, RULES AND REGULATIONS  
GOVERNING APPLICATION  
OF  
FUEL SURCHARGE

### FUEL SURCHARGE TARIFF

Except where expressly provided to the contrary, rates and provisions contained herein also apply on intrastate traffic

**ISSUED: April 12, 2007**

**EFFECTIVE: May 2, 2007**

#### ISSUED BY

A. J. Malthaner, Marketing Manager  
Louisville & Indiana Railroad Company  
500 Willinger Lane  
Jeffersonville, IN 47130

**FT LIRC 8200**

<p align="center"><b>RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS - GENERAL</b></p>	<p align="center"><b>RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS - GENERAL</b></p>
<p><b>ITEM 10</b></p> <p align="center"><b>SUPPLEMENTS AND REISSUES</b></p> <p>When reference is made in this tariff, or supplements, to other publications for rates or other information, it includes, "Supplements thereto or successive issues thereof".</p> <p>Where reference is made in this tariff to items, it includes "reissues" of such items.</p>	<p><b>ITEM 100</b></p> <p align="center"><b>FUEL SURCHARGE</b></p> <p><b>Application:</b> This publication applies to: (1) all regulated common carrier linehaul tariff rates existing or established by LIRC on or after May 2, 2007; and (2) all linehaul freight rates and charges with respect to exempt traffic, and linehaul freight rates and charges in contracts, private price quotations or other pricing documents, that both reference this publication and are entered into or issued and effective on or after May 2, 2007.</p>
<p><b>ITEM 15</b></p> <p align="center"><b>METHOD OF CANCELING ITEMS</b></p> <p>As this tariff is supplemented, numbered items with letter suffixes cancel correspondingly numbered items in the original tariff or in a prior supplement. Letter suffixes will be used in alphabetical sequence starting with A.</p> <p>Example: Item 100-A cancels Item 100 and Item 300-B cancels Item 300-A in a prior supplement, which in turn, canceled Item 300.</p>	<p>LIRC will apply a fuel surcharge to the linehaul freight charge(s) based on the monthly average price of U.S. No. 2 Diesel Retail Sales by All Sellers (Cents per Gallon) On-Highway Diesel (ORD).</p> <p>The source for the price of OHD is the U.S. Department of Energy's EIA Retail On-Highway Diesel Prices Report, US Average, whose monthly average price is available under "2-M Diesel Prices — All Types" at</p>
	<p align="center"><a href="http://tonto.eia.doe.gov/oog/info/wohdp/diesel_detail_report_combined.asp">http://tonto.eia.doe.gov/oog/info/wohdp/diesel_detail_report_combined.asp</a>.</p> <p>In calculating the ORD Average Price, the average price will be rounded to the nearest 1/10th of a cent applying conventional rounding principles. The fuel surcharge will be \$.01 per mile for every \$.04 per gallon, or portion thereof, by which the OHD Average Price for the calendar month two months prior to the calendar month of shipment exceeds 199.9 cents.</p> <p>If DOE-EIA ceases publication of the above information, LIRC will employ a suitable substitute source of price or measure.</p> <p>When the monthly average price of OHD equals or exceeds \$2.00 in the second calendar month prior to the month in which the fuel surcharge is applied, the fuel surcharge rate per mile as shown in the OHD Fuel Surcharge Table will be applied to the linehaul freight charge. For example, the surcharge amount in April will be calculated from the monthly U. S. average OHD price during February. Rail mileage is calculated using 3rd party software PC*Miler / Rail Version 13 (ALK Technologies) on each linehaul movement, calculating total trip length for all carriers in the route, from origin to interchanges, to destination. Fractions of a mile will be rounded to the next highest number. For example, if the actual linehaul mileage is 1500.1 miles, the surcharge will be applied for 1501 miles. Where the rail miles are not available through PC*Miler, LIRC will calculate and publish the mileage independently.</p> <p align="right">(Continued on next page)</p>
<p>For explanation of terms and explanation of abbreviations and reference marks, see last page of tariff.</p>	

**FT LIRC 8200**

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<p><b>ITEM 100 (Cont'd)</b></p> <p align="center"><b>FUEL SURCHARGE</b></p> <p>For example: When the OHD rate is \$2.49, the fuel surcharge for a linehaul movement of 1,500 miles would be \$.13 x 1,500 = \$195.</p> <p>The date of surcharge shall be applied as follows:</p> <table border="1" style="width:100%; border-collapse: collapse; margin: 10px 0;"> <thead> <tr> <th style="width:50%; text-align: center;">OHD Average Price During the Calendar Month</th> <th style="width:50%; text-align: center;">... is used to calculate the surcharge on:</th> </tr> </thead> <tbody> <tr><td align="center">January</td><td align="center">March 1</td></tr> <tr><td align="center">February</td><td align="center">April 1</td></tr> <tr><td align="center">March</td><td align="center">May 1</td></tr> <tr><td align="center">April</td><td align="center">June 1</td></tr> <tr><td align="center">May</td><td align="center">July 1</td></tr> <tr><td align="center">June</td><td align="center">August 1</td></tr> <tr><td align="center">July</td><td align="center">September 1</td></tr> <tr><td align="center">August</td><td align="center">October 1</td></tr> <tr><td align="center">September</td><td align="center">November 1</td></tr> <tr><td align="center">October</td><td align="center">December 1</td></tr> <tr><td align="center">November</td><td align="center">January 1</td></tr> <tr><td align="center">December</td><td align="center">February 1</td></tr> </tbody> </table> <p>The following table reflects a sampling of the fuel surcharge within the included OHD Average Price ranges.</p> <table border="1" style="width:100%; 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