

## **FUEL SURCHARGE TARIFF MSO 9003-B**

(Replaces MSO 9003A in its entirety)

Effective December 28, 2012 the Michigan Southern Railroad Co. Fuel Surcharge Tariff MSO 9003-B will apply to all local and joint-line traffic moving on all public and private price authorities that reference the 9003 series tariff.

The fuel surcharge shall apply on the following traffic:

- 1) All carload traffic, as noted, originating on the MSO.
- 2) Carload traffic, as noted, originating at stations on carriers other than MSO, received at interchange points by MSO, and handled beyond such interchange points via MSO under AAR Accounting Rule 11 billing.
- 3) All carload traffic, as noted, originating at stations other than MSO, received at interchange points by MSO where rates are contained in MSO pricing documents, and freight charge billing is performed by MSO.

The foregoing surcharge will be billed to the payer of the freight charges.

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### **FUEL SURCHARGE**

**The formula for determining the fuel surcharge will be based on the MONTHLY AVERAGE PRICE of West Texas Intermediate Crude Oil (WTI Average Price), an industry standard for tracking oil prices. The WTI Average price for a given calendar month is determined by adding the daily WTI prices published in the Wall Street Journal during a calendar month and dividing the result by the number of days so published.**

The fuel surcharge will be 1.0% of the linehaul freight charge for every \$3 per barrel, or portion thereof, by which the WTI Average Price exceeds \$65. The following schedule provides the new Fuel surcharge within the noted WTI Average Price Ranges:

#### **Fuel Surcharge Rates:**

<b>WTI Crude Oil (Price per barrel)</b>	<b>Surcharge (Percentage)</b>
\$ 65.00 & Below	None
\$ 65.01 – 68.00	1 %
\$ 68.01 - 71.00	2%
\$ 71.01 - 74.00	3%
\$ 74.01 - 77.00	4%
\$ 77.01 - 80.00	5%
\$ 80.01 - 83.00	6%
\$ 83.01 - 86.00	7%
\$ 86.01 - 89.00	8%
\$ 89.01 - 92.00	9%
\$ 92.01 - 95.00	10%
\$ 95.01 - 98.00	11%

## FUEL SURCHARGE TARIFF MSO 9003-B

(continued)

WTI Crude Oil (Price per barrel)	Surcharge (Percentage)
\$ 98.01 – 101.00	12%
\$101.01 – 104.00	13%
\$104.01 – 107.00	14%

- The fuel surcharge will be 14%, plus an additional 1% of the line-haul freight charge for every \$3.00 per barrel, or portion thereof, by which the WTI Average Price per Barrel exceeds \$107.00.

The fuel surcharge shall be applied to each shipment having a bill of lading dated on or after the 1<sup>st</sup> day of the second calendar month following the calendar month of a given WTI Average Price calculation. The fuel surcharge will change monthly per the table below:

<b>Calendar Month of WTI Average</b>	<b>Fuel Surcharge Price Applied</b>
January	March 1
February	April 1
March	May 1
April	June 1
May	July 1
June	August 1
July	September 1
August	October 1
September	November 1
October	December 1
November	January 1
December	February 1

If the price of West Texas Intermediate Crude Oil ceases to be available from the Wall Street Journal or some other readily accessible source, a substitute measure will be determined and utilized.