

SUPPLEMENT 1
SUMMARY OF CHANGES
Contained in
LOCAL AND JOINT RULES TARIFF DYLT 110-AE



MC-390739

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Supplement of Changes

ITEM 100

APPLICATION OF TARIFF

ITEM 100

This tariff contains rules and charges for application in connection with shipments moving under rates and other provisions in each other tariff, which is made subject to this tariff as a governing publication.

Except as otherwise specifically provided, any reference to rates or charges in any Item in this tariff will be understood to refer to all rates or charges in this tariff, or in any tariffs governed by this tariff, insofar as such rates or charges have application in connection with the provisions where such reference appears.

Notations on bills of lading attempting to exempt parties from accessorial or additional charges or requests for notification approval will not be recognized when the service is required to complete pickup or delivery of the shipment.

ITEM 160

BILLS OF LADING, FREIGHT BILLS AND STATEMENTS OF CHARGES

ITEM 160

(Exceptions to Sec. 1(f) of NMFC Item 360)

SECTION 1

- A. Rates subject to the provisions of NMF 100 Series are conditioned upon the use of appropriate bills of lading required by this rule.
- B. The driver signature on a bill of lading shall serve as acknowledgment of the receipt of goods only and does not signify agreement to terms set forth in the document. The provisions of governing tariffs issued by carrier shall prevail over the terms and conditions set forth in any bill of lading other than those bills of lading issued by carrier. Continued use of an unauthorized Bill of Lading by the shipper will NOT constitute an implied acceptance by the carrier. Copies of governing tariff publications or portions thereof are available to customers upon request to the carrier's Pricing Dept.
- C. When property is transported, subject to the provisions of this tariff, the acceptance and use (required respectively) of the bills of lading, domestic or export, Uniform Straight, Straight or Order as set forth in the classification is required. On international traffic, shipper may elect to use the "Shipper-Provided Short Form Bill of Lading" of the classification. This Bill of Lading must be shipper furnished and is for use in international traffic only, not including shipments from Canada, or to and from Mexico or United States of America Territories. The form is for the convenience of the international Shipper and applies only on the Domestic portion of an International movement. The form is not a through Intermodal Bill of Lading.
- D. The uniform Straight or Straight Bills of Lading are to be used for any shipment not consigned to the order of any corporation, firm, institution or person.
- E. The "Order" Bill of Lading is to be used for any shipment consigned to order of any corporation, firm, institution or person.
- F. Except as otherwise provided, carriers shall not furnish:
 - 1. Bill of lading sets that consist of more than an "Original" a "Shipping Order," and a "Memorandum" per shipment.
 - 2. More than one (1) original freight bill on its own standard form and one duplicate thereof, exclusive of the consignee's memo copy, per shipment.
 - 3. More than one (1) original and one (1) copy of its statement of transportation charges on its own standard form.
- G. Carriers are not obligated to furnish bills of lading containing information beyond that shown in the examples set forth in the classification.
- H. Consignors may elect to have printed their own bills of lading, in which case, all requirements of Sec. 1(A) through Sec. 2(D), and Sec. 3 of this Item must be observed. These forms may also contain such information as:
 - 4. Identification or location of consignor or consignee
 - 5. Commodity descriptions
 - 6. Rates or classes
 - 7. Other information pertinent to the shipment.
- I. On bills of lading furnished by carriers, freight bills and statements of charges issued by carriers, the Standard Carrier Alpha Code (SCAC) of the issuing carriers shown in the Continental Directory NMF 101 (or as amended), must be shown immediately adjacent to the carrier's name on the document heading. The SCAC designated must be printed in upper case boldface type.
- J. All shipments tendered to carrier are subject to the terms and conditions of the National Motor Freight Classification (NMFC)

SECTION 2 - INFORMATION TO BE SHOWN ON A BILL OF LADING.

- A. The name and address of only one consignor and one consignee and only one destination shall appear on a bill of lading. When a shipment is consigned to a point of which there are two or more of the same name in the same state, the name of the county must be shown.
- B. An "Order" bill of lading will not be issued unless the name of the corporation, firm, institution or person to whose order the shipment is consigned is plainly shown thereon after the words "Consigned to Order of."
- C. To insure the assessment of correct freight charges and avoid infractions of federal or state laws, shippers should acquaint themselves with the descriptions of articles in the tariff under which they ship. Commodity word descriptions must be used in bills of lading and shipping orders and must conform to those in the applicable tariff. Appropriate abbreviated descriptions are permitted provided the NMFC Item number and appropriate Sub number thereof are shown along with the kind of packages or pieces. Except as provided in Item 640, Sec 3 of classification, (mixed packages), for each separate commodity description, the number and type of packages (bags, boxes, bundles, drums, etc.) and the gross weight must be shown.



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ITEM 160

BILLS OF LADING, FREIGHT BILLS AND STATEMENTS OF CHARGES

ITEM 160 (Cont.)

D. If Carrier receives a bill of lading containing an incomplete or improper commodity description, whereby a proper NMFC classification cannot be determined by the Carrier, the shipment will be assigned class 175 rating, and rates will be assessed on that basis.

Note 1: Upon submission of conclusive documentary proof of the actual commodity shipped and where a proper description of commodities can be determined, charges will be adjusted on basis of the proper description, NMFC item and class.

Note 2: A Class correction fee of \$30.00 per shipment shall be assessed.

E. Articles indicated as explosives or as dangerous articles in the Hazardous Materials Tariff (HMT) will not be accepted.

SECTION 3 - DELIVERY OF SHIPMENTS ON ORDER OF LADING

A. The surrender to the carrier of the original Order Bill of Lading, property endorsed is required before the delivery of the property, but, if such bill of lading be lost or delayed, Sec. 3 B. will govern.

B. The property may be delivered in advance of the surrender of the bill of lading upon receipt of a personal, company or bank cashier's check (or cash at carrier's option) by the carrier's agent for an amount equal to one hundred and twenty-five percent of the invoice or value of the property, or at carrier's option, upon receipt of a bond, acceptable to the carrier, in an amount twice the invoice or value of the property, or a blanket bond may be accepted when satisfactory to the carrier as surely, amount and form. Amounts of money deposited by bank cashier's check or in cash shall be refunded in full; immediately upon surrender of bill of lading property endorsed or when the carrier has received a bond, acceptable to the carrier, in an amount twice the invoice or value of the property.

SECTION 4 - INSURANCE AGAINST MARINE RISK.

The cost of insurance against marine risk will not be assumed by the carrier unless so provided specifically, in its tariffs.

ITEM 275

CALIFORNIA COMPLIANCE SURCHARGE

ITEM 275

Shipments originating from and/or destined to the state of California will be subject to a charge of \$9.95 per shipment, in addition to all other applicable charges, due to higher operating costs, including but not limited to compliance with California state regulations.

ITEM 500

PICKUP OR DELIVERY SERVICE – RESIDENTIAL

ITEM 500

SECTION 1 - GENERAL APPLICATION

A. The provisions of this item apply to residential locations, including the entire premise on which a dwelling is located, including but not limited to:

1. Private Residences
2. Apartments and dormitories
3. Rectories and parsonages

B. Charges in this Item cover only the loading or unloading of the shipment to or from an area immediately adjacent to the rear of the Carrier's vehicle. Carrier will not provide movement of the shipment beyond that area immediately adjacent to the rear of the Carrier's vehicle, otherwise known as Inside Pickup or Delivery service.

SECTION 2 - BILL OF LADING

On shipments requiring residential delivery, shipper shall so state on shipping order or Bill of Lading and should also state name and telephone number and full address of the party to contact to arrange for delivery. Omission by the Shipper to include the information noted above or the Shipper's omission of not marking the Bill of Lading that residential delivery is required will not relieve the party responsible, as dictated under the freight payment terms of the Bill of Lading, of payment of the residential delivery service charges as outlined in this item.

SECTION 3 - ARRIVAL NOTICE

Before tender of delivery is initially attempted, carrier will provide notice of arrival by telephone, U.S. mail, email or other electronic means, and reach a mutual arrangement for delivery as provided in Section (4).

The fee collected herein will include initial notification to arrange delivery at the private residence. Any additional notifications will be charged at the applicable notification charges and assessed to the party requiring the additional notice.

SECTION 4 - ARRANGEMENTS FOR DELIVERY

The carrier's arrival notice shall ask consignee for a satisfactory delivery date and shall advise the consignee of the following:

- A. That shipment is immediately available for pickup at carrier's service center if desired.
- B. The carrier's next delivery schedule for the delivery area involved.
- C. The delivery requirements of the shipment, including:
 1. The shipment weight, its packaging and freight payment requirements.
 2. Extra charges applicable under Section 5, including extra charges applicable when consignee requests delivery at positions not immediately adjacent to vehicle (Item 900 - HANDLING FREIGHT AT POSITIONS NOT IMMEDIATELY ADJACENT TO VEHICLE).
 3. Extra charges applicable if Lift Gate service is required in order to make delivery and if service is available and performed (Item 1100 - LIFT GATE (HYDRAULIC) SERVICE).
 4. Any such information that might assist advanced planning on the part of consignee and facilitates delivery.
- D. If any piece or package of a shipment is greater than 50 pounds or the shipment contains any handling units typically moved with a lift or pallet jack, Lift gate service will be required and charges will be assessed per Item 1100 – LIFT GATE (HYDRAULIC) SERVICE.



Supplement of Changes

ITEM 500 PICKUP OR DELIVERY SERVICE – RESIDENTIAL**ITEM 500 (Cont.)****SECTION 5 - CHARGES**

Shipments picked up from or consigned to residential locations as defined in Section (1) above will be subject to the following additional charges:
 Shipments tendered for delivery to or picked up at a residential location, by the carrier in accordance with Section (4) (C) above will be assessed the following charge per shipment.

Rate per 100 lbs.	Minimum Charge	Maximum Charge
\$4.50	\$55.00	\$400.00

SECTION 6 - RENOTIFICATION, REDELIVERY

When the carrier complies with the provisions of Sections (3) and (4) herein, and, through the fault of the consignee is unable to tender delivery as scheduled, the following additional charges will be assessed:

1. A charge for the re-notification of \$10.00 per shipment
2. The applicable charges for undelivered freight and redelivery as provided in Item 150 (ARRIVAL NOTICE AND UNDELIVERED FREIGHT)
3. The applicable charges for Redelivery as provided in Item 2000 (REDELIVERY) of this Tariff.

Note 1 The provisions of this Item apply on both single-line and joint-line traffic.

ITEM 595 MAXIMUM CHARGES**ITEM 595**

Except as otherwise provided, in no case shall the charge for any shipment from and to the same points via the same route of movement, be greater than the charge for a greater quantity of the same commodity, subject to the same packaging provisions, at the rate and weight applicable to such greater quantity of freight.

ITEM 900 INSIDE PICKUP OR DELIVERY / HANDLING FREIGHT AT POSITIONS NOT IMMEDIATELY ADJACENT TO VEHICLE**ITEM 900**

When requested or required by the consignor or consignee, and Carrier's operating conditions permit, Carrier may move shipments or portions of shipments from or to positions beyond the loading or unloading area immediately adjacent to the Carrier's vehicle (aka: Inside Pickup/Inside Delivery) shall be subject to the following provisions

Pickup or Delivery service provided to or from floors above or below the level accessible to carrier's vehicle is considered Inside Pickup/Inside Delivery service. Such service will be provided only when elevator or escalator service is available and labor, when necessary to operate same, is provided without cost to the carrier.

1. Services described herein shall be performed only when carrier's operating conditions permit.
2. Service provided under this Item will be assessed the following charge per shipment, per vehicle. When shipments are accorded split pickup, split delivery or stopped in transit for partial loading or unloading, the charges will apply to each stop separately wherever the service is performed.

Rate per 100 lbs.	Minimum Charge	Maximum Charge
\$4.50	\$55.00	\$400.00

3. The charges provided in this item in addition to all other lawfully applicable charges will be assessed against payor of the freight charges unless payment has been guaranteed to the satisfaction of the carrier by the consignor, consignee or third party. Notations on bills of lading attempting to exempt parties from accessorial or additional charges or requests for notification approval will not be recognized when the service is required to complete pickup or delivery of the shipment.

ITEM 1100 LIFT GATE (HYDRAULIC) SERVICE**ITEM 1100**

Shipments requiring the use of vehicles equipped with Lift Gates (Hydraulic) to accomplish pickup or delivery will be subject to the following provisions:

1. Service will only be provided at locations where the Carrier maintains and makes available vehicles equipped with lift gates.
2. Extra charges applicable under Section (5) including extra charges applicable when consignee requests delivery at positions not immediately adjacent to vehicle (Item 900 - HANDLING FREIGHT AT POSITIONS NOT IMMEDIATELY ADJACENT TO VEHICLE).
3. When service cannot be provided due to excessive weight (2000 lbs. or more per handling unit) or dimensions (base handling units exceeding 48"L x 60"W), Carrier will make a diligent effort to notify the Consignor promptly that the freight is in storage at the delivering service center and the reason therefore. The Consignor will be allowed 48 hours of free time to make other delivery arrangements. After expiration of free time, the shipments will be subject to storage charges as provided in Item 2500.
4. The charges specified below will apply for either lift gate pickup or lift gate delivery.

Rate per 100 lbs.	Minimum Charge	Maximum Charge
\$4.00	\$55.00	\$250.00

5. The charges provided in this item in addition to all other lawfully applicable charges will be assessed against payor of the freight charges unless payment has been guaranteed to the satisfaction of the carrier by the consignor, consignee or third party. Notations on bills of lading attempting to exempt parties from accessorial or additional charges or requests for notification approval will not be recognized when the service is required to complete pickup or delivery of the shipment.



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ITEM 1375 LINEAR FOOT RULE

ITEM 1375

Unless otherwise provided in advance of movement with a Volume/Spot quote from Carrier, when a shipment or portion thereof is of such nature or bulk that in the manner loaded occupies 20 linear feet or greater of a trailer or prevents the safe loading of like freight in or on such trailer (subject to the Carrier's determination) that shipment shall be subject to a minimum charge based on **Class 65** at 20,000 pounds subject to a maximum discount of 80%.

NOTE 1: The base rates to be used in connection with this Item shall be DYL 507 series in effect at time of shipment when the Customer's tariff references any other rate base tariff.

NOTE 2: For the purpose of applying this rule and charge, when two or more shipments are tendered to Daylight Transport from the same place during one calendar day for delivery to one place, they will be considered one shipment.

NOTE 3: See Item 1360 for shipments 750 cubic feet or greater with an average density of less than 6 pounds per cubic foot that occupy less than 24 linear feet.

NOTE 4: See Item 1485 for shipments of Overlength Articles 8 feet or greater.

ITEM 1625 PICKUP OR DELIVERY SERVICE – LIMITED ACCESS SITES

ITEM 1625

SECTION 1 – GENERAL APPLICATION

A) The term "Limited Access" shall include but is not limited to:

Airports	Indian Reservations
Camps, Carnivals, Fairs, Outdoor Flea Markets	Marinas, Wharfs, Piers, Boat Slips
Cemeteries	Medical/Urgent Care sites without a dock
Colleges & Universities without a dock	Military Bases/Installations
Construction Sites	Mine Sites
Country Clubs, Golf Courses	Mini Storage Facilities
Court Houses	Places of Worship
Day Cares	Prisons, Jails, Detention Centers
Estates	Remote Sites
Farms, Ranches, Equestrian Facilities, Wineries, Vineyards	Restaurants, Bars & Night Clubs
Fairgrounds, Parks	Retirement/Nursing Homes
Fossil Fuel Extracting & Refining Facilities	Schools (not including Colleges & Universities)
Government Research Facilities	Utility Sites
Hotels, Motels & Resorts	

B) The term "Construction Site" shall be defined as the site of any construction of buildings, roads, bridges or other sites of construction including the entire property upon which the construction is taking place, and delivery to any facility (such as warehouses, depots, supply houses or similar facilities) located on such property.

C) The term "Utility Site" shall be defined as the site of any power generation station, whether nuclear, thermal, hydroelectric or fossil fuel or pumping station located outside the normal commercial pickup and delivery region of the carrier for a town, city or municipality.

D) The Term "Mine Site" shall be defined as the site of any mineral mine location, whether underground or open mining, including the entire property of the mine, when it is located outside the normal commercial pickup and delivery region of the carrier for a town, city or municipality

E) The term "Remote Site" shall be defined as facilities that are located outside the normal commercial pickup and delivery region of the carrier for a town, city or municipality

F) The term "Limited Access": shall be defined as meeting any of the following conditions:

- Not open to the walk-in public during normal business hours
- Sites where extensive security related inspections and processes are required before pickup or delivery can be performed

SECTION 2 – BILL OF LADING

On shipments requiring limited access pickup or delivery, shipper shall so state on shipping order or Bill of Lading and should also state name, telephone number and full address of the party to contact to arrange for delivery. Omission by the Shipper/Consignor to include the information noted above or the omission of not marking the Bill of Lading that limited access pickup or delivery is required will not relieve the party responsible, as dictated under the freight payment terms of the Bill of Lading, of payment of the service charges as outlined in this item.

SECTION 3 – ARRIVAL NOTICE

Before tender of delivery is initially attempted, carrier will provide notice of arrival by telephone, U.S. mail, email or other electronic means, and reach a mutual arrangement for delivery as provided in Section (4). The fee collected herein will include initial notification to arrange delivery. Any additional notifications will be charged at the applicable notification charges and assessed to the party requiring the additional notice.

(Item continued on next page)



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ITEM 1625

PICKUP OR DELIVERY SERVICE – LIMITED ACCESS SITES

ITEM 1625 (Cont.)

SECTION 4 - ARRANGEMENTS FOR DELIVERY

The carrier's arrival notice shall ask consignee for a satisfactory delivery date and shall advise the consignee of the following:

- A. That shipment is immediately available for pickup at carrier's service center if desired.
- B. The carrier's next delivery schedule for the delivery area involved.
- C. The delivery requirements of the shipment, including:
 - 1. The shipment weight, its packaging and freight payment requirements.
 - 2. Extra charges applicable under Section (5) including extra charges applicable when consignee requests delivery at positions not immediately adjacent to vehicle (Item 900 - HANDLING FREIGHT AT POSITIONS NOT IMMEDIATELY ADJACENT TO VEHICLE).
 - 3. Extra charges applicable if Lift Gate service is required in order to make delivery and if service is available and performed (Item 1100 - LIFT GATE (HYDRAULIC) SERVICE).
 - 4. Any such information that might assist advanced planning on the part of consignee and facilitates delivery.

SECTION 5 - CHARGES

Shipments picked up or delivered to a limited access site will be assessed an additional charge per shipment as follows:

Rate per 100 lbs.	Minimum Charge	Maximum Charge
\$4.50	\$100.00	\$450.00