

PROGRESSIVE RAIL INC.

FREIGHT TARIFF PGR 6004-E (Cancels Freight Tariff PGR 6004-D)

GENERAL CAR DEMURRAGE
AND
STORAGE
RULES AND CHARGES
APPLYING AT POINTS
ON
PROGRESSIVE RAIL INC.

DEMURRAGE AND STORAGE TARIFF

This tariff is also applicable on intrastate traffic, except where expressly provided to the contrary in connection with particular rates and provisions contained herein.

ISSUED: August 1, 2025

EFFECTIVE: September 1, 2025

ISSUED BY

D. J. Fellon, President
Progressive Rail Inc.
21778 Highview Ave.
Lakeville, MN 55044

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For explanation of abbreviations and reference marks not explained herein, see Item 99999, this tariff.			

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RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS – UNLIMITED	RULES AND OTHER GOVERNING PROVISIONS RULES AND REGULATIONS – UNLIMITED
ITEM 75 CARS HELD FOR PAYMENT Cars held for payment of freight or accessorial charges will accrue demurrage charges at the same rate as normal demurrage charges. However, no free time will be granted.	ITEM 95.2 [A] COLLECTION OF CHARGES All charges are due in US currency within 15 days of invoice date. All invoices are subject to a 3% per month finance charge if unpaid within 30 days from the date of invoice. In the event of a dispute, shippers shall provide written notice within 30 days from the date of the bill, specifying the bill number and the basis for the dispute. Customers responsible for original charges shall also be responsible for all additional collection costs, including attorney fees and court costs, if PGR is required to collect in this manner. PGR may at its sole discretion require prepayment of services. Customers may remit charges to PGR via electronic methods; however, customer shall bear all related charges assessed by customer's financial institutions. Electronic remittances will be made in conformance with instructions provided by PGR. Customers will be assessed a \$50.00 service charge or the maximum allowed by law on all checks returned unpaid by customer's financial institution for non-sufficient or uncollected funds. Additionally, interest charges, as described in this item, will be assessed if returned check results in charges collected by PGR outside of credit terms. PGR shall not accept responsibility for failure by customer to provide purchase order numbers or similar customer internal documentation authorizing PGR to provide services. PGR shall attempt to provide customer with information used in customer's internal accounting processes but inability to provide requested information or the inability to comply with customer's internal documentation procedures will in no way remove customer's obligation to pay charges within credit terms assessed pursuant to applicable tariffs or contracts.
ITEM 80 CARS HELD FOR SHIPPING INSTRUCTIONS Cars held for shipping instructions will accrue demurrage charges at the same rate as normal demurrage charges. However, no free time will be granted.	
ITEM 90 CARS HELD FOR LOAD ADJUSTMENT Cars held for the adjustment of lading will accrue demurrage charges at the same rate as normal demurrage charges. However, no free time will be granted.	
ITEM 95.1 [A] INVOICE DISPUTE PROCEDURES In the event that a Customer disputes any charges incurred, the following procedures must be applied: A. A dispute to an invoice must be submitted within ten (10) calendar days from the date of the invoice. If a dispute is not received within this time, the bill will be considered correct and must be paid. B. A dispute to an invoice must be submitted on PGR's online Customer Dispute form at: https://form.jotform.com/91756129015154, and a PGR Accounting Representative will contact you. C. Amounts in dispute will not be considered past due until ten (10) days after the dispute resolution is concluded by PGR. D. Disputes received after the ten (10) day provision will be subject to a \$200.00 research fee.	
For explanation of abbreviations and reference marks not explained herein, see Item 99999, this tariff.	

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SECTION 1 DEMURRAGE RULES AND CHARGES	SECTION 1 DEMURRAGE RULES AND CHARGES																
ITEM 100 CARS SUBJECT TO DEMURRAGE RULES AND CHARGES (See Exception) Railroad, railroad-controlled, and private cars held for or by consignees (See Note 1) and consignors (See Note 2) for any purpose are subject to the demurrage rules and charges described in this tariff. All cars of TTX Company will be considered railroad-controlled equipment. Note 1 - For the purpose of applying the provision of Section 1, this tariff, Consignee includes any person receiving railcars from this railroad for unloading as more specifically provided for in 49 CFR 1333. Note 2 - For the purpose of applying the provision of Section 1, this tariff, Consignor includes any person receiving railcars from this railroad for loading as more specifically provided for in 49 CFR 1333. Exception: Demurrage rules and charges contained herein will not apply to empty or loaded private cars held on private tracks.	ITEM 120 FREE TIME Free time will be allowed for each car as follows: - Free time, where provided (See Item 140), will begin the first midnight following actual or constructive placement. - For the purpose of computing free time, Sundays and Holidays will be excluded, provided that a chargeable day has not occurred prior to the Sunday or holiday.																
ITEM 110 [C] HOLIDAYS Wherever in this tariff reference is made to "Holidays" it means the following: <table border="0"> <tr> <td>New Year's Day</td><td>January 1 (See Note)</td></tr> <tr> <td>Memorial Day</td><td>Last Monday of May</td></tr> <tr> <td>US Independence Day</td><td>July 4 (See Note)</td></tr> <tr> <td>Labor Day</td><td>First Monday of September</td></tr> <tr> <td>Thanksgiving Day</td><td>Fourth Thursday of November</td></tr> <tr> <td>Christmas Eve</td><td>Day December 24 (See Note)</td></tr> <tr> <td>Christmas Day</td><td>December 25 (See Note)</td></tr> <tr> <td>New Year's Eve</td><td>December 31 (See Note)</td></tr> </table> Note - When this day occurs on a Saturday or Sunday, the following Monday will be observed as the holiday.	New Year's Day	January 1 (See Note)	Memorial Day	Last Monday of May	US Independence Day	July 4 (See Note)	Labor Day	First Monday of September	Thanksgiving Day	Fourth Thursday of November	Christmas Eve	Day December 24 (See Note)	Christmas Day	December 25 (See Note)	New Year's Eve	December 31 (See Note)	ITEM 130 [C] CHARGEABLE DAYS Chargeable days are defined as days, or portions thereof, that follow the expiration of free time as described in Item 120.
New Year's Day	January 1 (See Note)																
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SECTION 1 DEMURRAGE RULES AND CHARGES			
ITEM 140 [C] [I] DEMURRAGE CHARGES			
APPLICATION	EQUIPMENT	CHARGE	FREE TIME (See Item 120)
Car(s) Held for Loading	Railroad owned or leased	\$100.00	1 Day
	Shipper owned or leased (See Note)	\$85.00	1 Day
Car(s) Held for Unloading	Railroad owned or leased	\$100.00	2 Days
	Shipper owned or leased (See Note)	\$85.00	2 Days
Hazardous Materials, excluding TIH/PIH	All	\$275.00	0 Days
TIH/PIH: Loaded / Empty, last contained	All	\$2,500.00	0 Days
Heavy Wide Dimensional	All	\$350.00	0 Days
Note: On shipper owned or leased rail cars, after expiration of free time where provided, charges will apply from time of constructive placement until actual placement.			
ITEM 150 DEMURRAGE LIABILITY			
Any person or entity receiving rail cars from this railroad for loading or unloading who detains the cars beyond the period of free time set forth herein will be held liable for any applicable demurrage if this railroad has provided that person or entity with actual notice of the demurrage rules and charges contained herein providing for such liability prior to the placement of rail cars. The notice shall be in written or electronic form.			

SECTION 2 STORAGE RULES AND CHARGES	
ITEM 200 [C] CONDITIONS OF STORAGE	
PGR will accept private cars for storage on PGR tracks on the conditions listed herein and all other applicable tariffs. Cars will be stored subject to track availability. Customer, at customer's sole expense, shall provide PGR a certificate of insurance coverage certifying the existence of \$2,000,000 of general liability insurance coverage.	
ITEM 210 [I] STORAGE CHARGES ON PRIVATE CARS AND FOREIGN LOCOMOTIVES (See Note)	
I - PRIVATE CARS	
Private cars, loaded or empty, held on PGR storage/hold tracks at customer request, will be subject to a storage hold charges per car per day, or fraction thereof, as shown below, computed from the time car is first held until car is released from storage hold:	
(a) Non-Hazardous Cars... \$50.00	
(b) Hazardous Cars..... \$65.00	
II - FOREIGN LOCOMOTIVES	
Foreign Locomotives held on PGR storage/hold tracks awaiting disposition instructions will be subject to a storage hold charge of \$500.00 per locomotive per day, or fraction thereof, computed from the time locomotive is first held until locomotive is released from storage hold.	
Note: This railroad does not assume liability beyond reasonable and ordinary care while cars or locomotives are stored/hold on storage/hold tracks of this railroad, or for loss or damage caused by an Act of God, vandalism or theft. In the event full liability coverage is desired, cost of such coverage will be the responsibility of the customer or owner.	

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SECTION 2 STORAGE RULES AND CHARGES	EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS																						
ITEM 220 SWITCHING TO AND FROM STORAGE/HOLD TRACKS Charges shown below will be assessed per car for cars switched into and out of storage. The charges will be assessed in each direction. (a) Non-Hazardous Cars..... \$500.00 (b) Hazardous Cars..... \$650.00	ITEM 99999 [C] EXPLANATION OF ABBREVIATIONS AND REFERENCE MARKS <table> <tr> <th><u>ABBR/REF</u></th><th><u>Explanation</u></th></tr> <tr> <td>ABBR</td><td>Abbreviations</td></tr> <tr> <td>FT</td><td>Freight Tariff</td></tr> <tr> <td>PGR</td><td>Progressive Rail Inc.</td></tr> <tr> <td>REF</td><td>Reference Marks</td></tr> <tr> <td>[A]</td><td>Addition</td></tr> <tr> <td>[C]</td><td>Change</td></tr> <tr> <td>[D]</td><td>Canceled</td></tr> <tr> <td>[I]</td><td>Increase</td></tr> <tr> <td>[R]</td><td>Reduction</td></tr> <tr> <td>[NC]</td><td>Brought forward without change</td></tr> </table>	<u>ABBR/REF</u>	<u>Explanation</u>	ABBR	Abbreviations	FT	Freight Tariff	PGR	Progressive Rail Inc.	REF	Reference Marks	[A]	Addition	[C]	Change	[D]	Canceled	[I]	Increase	[R]	Reduction	[NC]	Brought forward without change
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ITEM 230 [I] REPOSITIONING CARS When a customer requests removal of specific car(s) from storage which requires this railroad to sort and reposition other cars at the customer's request, a charge of \$650.00 per car, per occurrence, will be assessed to the customer making the request. These charges are in addition to the outbound switch charge.	(<u>Underscored</u> portion denotes addition/change.)																						
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