

Good Thursday Morning from our Observation Deck.....overlooking the officially designated "Cargo City" area and..... Runway 25-Right, at **Los Angeles International Airport**, voted "**Best Cargo Airport in North America.**"

Industry progress for August is mixed -- but the trend appears to be up. Economy, still in shambles.

McD

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Archive of **The Cargo Letter** www.cargolaw.com/cl-archives.php

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OUR "A" Section: Trade, Financial & Inland News***

- 1. **Freight Forwarder Trade Briefs** _____

*****Iran Crackdown** as U.S. Treasury Dept. official, on Aug. 16, outlined a broadening crackdown on cargo moving to and from Iran, including designating three Malta-based shipping companies for sanctions last week. Stuart Levey, Under Secretary for Terrorism & Financial Intelligence, wrote in an op-ed published in the Financial Times and available online the Treasury Dept. site that "some of Iran's most dangerous cargo continues to come and go from Iran's ports, so we must redouble our vigilance over both their domestic shipping lines, and attempts to use third-country shippers and freight forwarders for illicit cargo. "Iran has consistently used its national maritime carrier, the Islamic Republic of Iran Shipping Lines (IRISL), to advance its missile programs and to carry other military cargoes. Some shipments have been stopped, and were clear violations of Security Council resolutions -- including arms shipments believed to have been destined for Syria, for transfer to Hezbollah," Levey said. He noted the Treasury Department has agreed to significant financial settlements with four U.S. shipping companies, including A.P. Moller - Maersk A/S , based on alleged violations of sanctions involving third-

country trade with sanctioned parties, including Iran. Read the U.S. Treasury Op-Ed: "[Iran's New Deceptions at Sea Must be Punished](#)"
www.ustreas.gov/press/releases/tg828.htm

*****U.S. Exports Up** as U.S. goods & services increased 17.7% during the first 6 months of 2010, according to data released by the Bureau of Economic Analysis of the U.S. Commerce Dept. The U.S. remains on track to meet President Obama's goal of doubling exports and supporting two million American jobs over the next five years. Among the major export markets, the largest percentage increases in goods exports occurred in Taiwan (60%), Korea (53%), Malaysia (50%), Singapore (43%), Brazil (38%), China (36%), Colombia (36%), Mexico (32%), Canada (27%) and Hong Kong (27%).

*****Selective Anti-Trust** as on Aug. 12 China acknowledged only foreign companies have been forced to scrap or change business deals under its two-year-old anti-monopoly law but rejected complaints the measure is discriminatory. Regulators have examined 140 cases and rejected outright only one, Coca-Cola Co.'s 2008 bid to buy Chinese fruit juice maker Huiyuan, said Shang Ming, chief of the Commerce Ministry's anti-monopoly bureau. He said five other deals, all involving foreign companies, were passed with conditions such as selling off some assets. Business groups complain Beijing is using the law and other regulatory measures to shield its companies from competition in violation of free-trade pledges. Companies say conditions for them are worsening as the communist government tries to build up its own industry leaders. "People who say we are discriminating against foreign companies do not understand the situation," Shang said at a news conference. "After the financial crisis, mergers and acquisitions were very active, and most are done by foreign companies." The government said in March 2009 it rejected the Coca Cola-Huiyuan tie-up because their market share would be too big and would stifle competition. But industry observers said Beijing appeared to be trying to prevent one of China's few successful brands from falling into foreign hands. The American Chamber of Commerce in China and other business groups note that regulators have yet to pursue major state-owned companies under the law, even though most are monopolies or have market shares well above the legal limit.

*****U.S. Not Giving Enough To Mexico?** as the Mexican government plans to expand its list of U.S. goods targeted for higher tariffs, as part of its retaliation for the U.S. government's refusal to reopen the border to long-haul cross-border trucking. "The government of Mexico has renewed the list of U.S. goods subject to increased tariffs," according to a statement posted on the embassy's website. "The revised list will involve 99 U.S. products with a similar total export value to Mexico as the previous list." The Mexican government "has yet to receive a formal proposal for resolution of this dispute and an unequivocal signal that the U.S. government is working to eliminate the barriers that Mexican long haul carriers face to access the U.S. market," the statement said. The Cross-Border Trucking Pilot Program was started by the U.S. Transportation Dept. in Sept. 2007 as a way to begin implementing the North American Free Trade Agreement trucking provision, which was supposed to take effect in Dec. 1995. The pilot allowed a limited number of Mexican trucks to move freight into the U.S. beyond a 25-mile commercial zone. Yet many U.S. lawmakers and the Teamsters have resisted the move, citing safety concerns with Mexican trucks. The announcement did not specify which new products would be on the list.

*****Green Export Not Restricted** as the U.S. export controls have minimal impact on trade in so-called "green" technology, such as wind turbines, solar panels & energy efficiency devices, according to a 37-page report released Aug. 18 by the U.S. Commerce Dept. Office of Technology Evaluation. The report, Critical Technology Assessment: Impact of U.S. Export Controls on Green Technology Items, found that most of these technologies do not require an export license from the Bureau of Industry & Security (BIS). Licensed green technology-related exports represented 0.05% of total U.S. exports and 0.004% of all energy sector exports in 2008. Of the US\$1.3Bn in total U.S. exports in 2008, BIS identified 5.8% (US\$75Bn) as green technology-related exports, and only 0.9% (US\$697.4M) of these required an export license.
www.bis.doc.gov/defenseindustrialbaseprograms/osies/defmarketresearchrpts/final_green

[technology assessment.pdf](#)

*****Winds Favor U.S. Wheat Export** as with a U.S. trade deficit that has widened significantly, Russia's temporary ban on wheat exports is likely to bode well for the U.S. According to PIERS, year-to-date January through June U.S. ocean exports of wheat and maslin grew 11%, following an 11.2% decrease of the same grain commodities during the 2009/2010 trade season (July 2009 - June 2010). This news, on the heels of a century-in the making drought situation in Russia, is a positive signal for U.S. Grain exporters. U.S. Ocean export of wheat & maslin came in at more than 21.8 million metric tons (MT) during the 2009/2010 trade season.
www.piers.com/

*****Privatizing China Rails?** as the State Council of China recently released a notice indicating its intention to facilitate the restructuring of China's railway system, says China Securities Journal. Going public is one of the key aims of the restructuring. However, according to a recent report published by the China Minsheng Bank, a leading non-state owned bank in China, the Ministry of Railways' liabilities ratio will probably be over 70% in fiscal year of 2012. Deregulation seems to be the answer. However, as both state administrator and monopolized market player, the key issue is how to re-organize China's railway system so it can separate both roles successfully. The current solution is to separate the administration of all railway infrastructure networks and its transportation business. It is suggested the latter be restructured into some transportation companies. After that, the Ministry of Railways will act as a policy maker.

*****Best U.S. Intermodal Week** the Assn. of American Railroads said the week ending Aug. 14 was the busiest for intermodal cargo this year. Intermodal volume on U.S. railroads for the week was 233,767 total trailers & containers, up 20.8% from the same week in 2009, but down 1.4% compared with 2008. Containers jumped 22.4% to 199,859 units year-over-year, while trailers gained 12.3% to 33,908 units. U.S. railroads originated 295,548 carloads for the week, up 7.1% from the same week last year, but 11.3% off the comparable level 2 years ago.

*****Maple Leaf Boost** as TransCore's Canadian Freight Index showed a 53% increase year-over-year. After registering continuous increases from Jan. to June this year, with June being the highest recorded freight volume since June 2008, July freight volume dipped slightly by 19% compared to the previous month. This fluctuation is consistent with the 5-year historical trend representing seasonality, vacation & construction activity. Combined cross-border loads were up 69% year-over-year while equipment availability continued to decrease by 18% from July 2009.
www.transcore.com

*****Opening The Bottleneck** as Norfolk Southern said a critical choke point on the "Crescent Corridor" route being improved from Louisiana to New Jersey has been eliminated with a reconfigured rail junction near Front Royal, Va. The railroad said it was the final and most complex of 6 capacity improvement projects in northern Virginia to handle more trains at higher speeds. The project was funded by US\$43M from the Virginia Dept. of Rail & Public Transportation and nearly US\$20M from Norfolk Southern.

*****Unwelcome Diners** as U.S. Marshals, acting under a court order sought by the Food & Drug Administration, on Aug. 19, seized 1500 cases of packaged food products from a rodent-infested warehouse in Athens, Ga. The products, including crackers, cookies & potato chips, were intended for sale to jails and prisons throughout the southeastern U.S. The U.S. District Court for the Middle District of Georgia issued a warrant for the seizure of all of the food in the warehouse from Mid-States Services Inc., that the FDA and the Georgia Dept. of Agriculture determined to be susceptible to contamination by rodents. The food was valued at US\$859,000. The two agencies investigated the Mid-States Services facility from July 14 to July 21, and found "widespread active rodent infestation, both inside & outside the facility," according to the government's complaint.

www.onlineathens.com/stories/082010/new_697747068.shtml

*****Many Happy Returns** as UPS has announced it is launching UPS Returns Flexible Access, a new service with a unique label that allows consumers to drop returns at any U.S. Postal Service® (USPS) location or personal mailbox in addition to the thousands of UPS locations nationwide. "UPS Returns Flexible Access is an innovative solution and we are excited to be one of the first customers to implement the product into our business model." UPS began testing the service last year with a few retailers such as BuySeasons, the largest retailer of costumes & party supplies on the Internet. Because of the positive customer response, UPS is now making the returns service more broadly available. After a returns package is transported to a Postal Service location for dispatch to UPS, a UPS driver picks it up and transports the package back to the retailer via the UPS ground network. This offers retailers an inbound view of returns packages, facilitating improved customer service and cost savings due to better inbound operations planning.

<http://flexibleaccess.ups.com/>

*****Panalpina In A Bind** as the forwarder has agreed to pay the U.S. government US\$375,000 to settle allegations that the company bribed employees of a customer to swing business their way. The settlement resolves allegations that Panalpina provided kickbacks in the form of meals, drinks and tickets to sports events and golf outings to employees in construction firm Kellogg Brown & Root's transport department, in order to gain favorable treatment on subcontracts to provide logistical support for U.S. military operations abroad, reports London's International Freighting Weekly. The Swiss forwarder said it also expected a settlement to be reached with the U.S. government over alleged facilitation payments in Nigeria under the Foreign Corrupt Practices Act this year. Panalpina has since withdrawn from Nigeria, saying it could no meet high service standards without resorting to facilitation payments. It has set aside US\$123M to cover the settlement and fines relating to the U.S. antitrust investigation. Panalpina in the 2nd quarter saw air freight volumes surge by 36% year on year and ocean freight volumes increase by 19%. It also increased profitability per freight unit quarter-on-quarter.

*****Expeditors Int'l In A Bind** as the forwarding & logistics company, said on Aug. 17, 2010, the company and its Brazilian subsidiary, Expeditors Internacional do Brasil Ltda. ("Expeditors") received an Administrative Proceeding ("AP") from the Brazilian Ministry of Justice. The AP initiates a proceeding against Expeditors and one of its employees, alleging anti-competitive behavior contrary to Brazilian rules on competition. Expeditors intends to vigorously defend itself against the allegations. Should Expeditors be found to have committed an infringement against Brazilian anti-competition laws, it may result in material fines & penalties.

*****YRC Worldwide Spins Off** as it has completed the initial closing of the previously announced sale of a portion of its YRC Logistics unit to a private equity firm. The gross proceeds for the transaction were about US\$38.7M, of which YRC Worldwide received US\$33.6M at the initial closing, with an additional US\$5.1M placed in escrow, the company said in a statement. The company said it received US\$33.6M from the initial closing. The remainder was placed in escrow, with US\$2.3M for further closings in the near future and another US\$2.8M for indemnification purposes. The less-than-truckload carrier sold its logistics business to Austin Ventures in an effort to focus on its core transportation services YRC Worldwide's logistics unit has been rebranded **MIQ Logistics**.

*****Next Level Retail Logistics** as apparel retailer Gap Inc. said it will offer int'l shipping on its e-commerce site to 55 countries, including Australia, Brazil and Mexico, and by year end will make online shopping available in up to 65 countries. The new service will mark the first time Gap's Old Navy label will be available to customers outside North America. Also for the first time customers outside the U.S. can shop online and have items shipped from the Gap, Banana Republic, Old Navy, Piperlime and Athleta e-commerce sites, the San Francisco-based company said. The retailer partnered with New York-based FiftyOne, an int'l e-commerce firm, to facilitate online sales to overseas customers. FiftyOne provides access to many countries & the ability to process up to 43 different currencies.

www.fiftyone.com/

*****The New Champion** as **Carl Krites**, a Con-way Freight professional truck driver based in Wapakoneta, Ohio was named the 2010 National Truck Driving Grand Champion. Carl's driving skills and knowledge of transportation and truck safety information topped those of 415 other professional drivers from all across the United States in the National Truck Driving Championships, held in Columbus, Ohio. The 73rd annual "Super Bowl of Safety" is sponsored by the American Trucking Assns. In route to his title, Carl has logged 31 years as a driver, with over 3 million miles behind the wheel. Carl began competing in his state truck driving championships in 2002, and this is his first trip to the National Truck Driving Championships.

*****New Gold** as the value of the entire RFID market will be US\$5.63Bn in 2010, up from US\$5.03Bn in 2009. This includes tags, readers and software/services for RFID cards, labels, fobs & all other form factors.

*****Golden Spike?** as most history books say the railroad spanning the U.S. was completed in May 1869 -- at the famous driving of the Golden Spike at Promontory Summit, Utah. But the actual linking of the transcontinental lines occurred a year later in another state. According to the U.S. Census Bureau, Aug. 15 in 1870 was the actual day the two lines were joined at Strasburg, Colorado, with no ceremony. Today, even with competition from cars, trucks, airlines & pipelines, U.S. railroads carry 26.5 million passengers a year and move 2.4 billion tons of freight.

*****Risking Your Life For Just Peanuts**..... as bold truck-jacking in Mexico has yielded thieves ... peanuts. Federal police say 2 suspects hijacked a truck containing 17 tons of peanuts at gunpoint on the outskirts of Mexico City. Police say the truck was listing to one side and they decided to pull it over, only to see a struggle taking place in the truck's cab. The driver said he was forced at gunpoint to lie on the floor of the cab, but was able to call for help when police pulled the hijacked truck over on Aug. 19. A police statement said the 2 suspects were arrested & ended up empty-handed. Geez, electroincs were in tht other truck!

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2. **The Cargo Letter** Financial Page _____

****Agility**. **DOWN** as 2nd quarter operating profit plunged 50% to US\$72.5M and net profit dropped 53% to US\$62.2M compared to 2nd quarter of 2009.

****AP Moller-Maersk Group**. **UP** with US\$2.52Bn in the 1st half year on year drawn on 20% more revenue of US\$27.4Bn. This gave Maersk an average profit of US\$364 per FEU compared to a US\$261 loss one year ago.

****Atlas Air** (parent, Atlas Air Worldwide Holdings, also owns Polar Air Cargo & Titan Aviation Leasing). **UP** with 2nd quarter net profit of US\$32.8M, a 300% improvement over US\$10.6M in year-ago period.

****Canadian National Railway**. **UP** as 2nd quarter revenue increased 25% to US\$390M year on year.

****Canadian Pacific Railway**. **UP** with 2nd quarter net income of US\$160.77M.

****Deutsche Post DHL**. **UP** with 2nd quarter consolidated net profit of US\$106M, 22.7M more than in the same 2009 period.

****Eimskipafelag Islands**. **UP** with 2nd quarter after-tax profit of US\$8M.

****Expeditors International**. **UP** as 2nd quarter net profit increased 67% year on year to US\$90.3M drawn on revenues of US\$1.5Bn.

****Hapag-Lloyd**. **UP** with operating income of US\$294M in the quarter ending June 30 -- its best ever.

****Korean Air**. **DOWN** with a net loss of US\$196M in the flag-carrier's 2nd quarter ending June 30.

****Neptune Orient Lines**. **UP** with net profits of US\$100M in the 2nd quarter of 2010, up from a net loss of US\$146M in same quarter last year.

****OOCL** **UP** with 1st half operating profit of US\$287M, a major swing from the US\$219M lost in the 1st half of 2009.

****Panalpina Group**. **DOWN** with a loss of US\$61.3M in the 2nd quarter, due to provision to cover potential fines & compliance consultancy costs related to alleged violations of the U.S.

Foreign Corrupt Practices Act (FCPA) & U.S. antitrust laws.

****Sinotrans Shipping. UP** with a net profit of US\$58.5M for the 1st half ended June 30, 2010, down 8.7% from US\$64.06M last year.

****Trailer Bridge Inc. UP** with 2nd quarter net profit of US\$897,462, compared to US\$656,693 in the same 2009 period.

****Virgin Atlantic Cargo. UP** as 1st quarter ending May 31 saw cargo revenue up 36% to US\$82.9M

****U.S. Postal Service. DOWN** a net loss of US\$3.5Bn for 3rd quarter ending June 30, 2010

****Wilh. Wilhelmsen ASA UP** with 2nd quarter net income of US\$724M compared to US\$633.1M in same 2009 period.

****YRC Worldwide. DOWN** with 2nd quarter of net loss of US\$9.5M as compared to a net loss of US\$309M in Q2 of 2009.

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OUR "B" Section: FF World Air News***

3. Freight Forwarder World Air Briefs _____

*****Int'l Air Freight Soars** as volumes have escalated nearly 40% through the first 6 months of 2010. Global freight trends have suggested that Air Freight and Freight Forwarding have exploded at nearly triple the level of ocean forwarding for the initial half of 2010, at the satisfaction of most air freight professionals. Most freight forwarders would certainly embrace this sharp increase in volume after 2009 which proved to be a year of contraction in shipping and freight tonnage. Transport Intelligence has reported that Air Freight is increased more than 38% throughout the initial 6 months of 2010, while Ocean Freight Forwarding is up just 13% after plummeting more than 25% during 2009. It appears the freight and cargo sectors are beginning to rebound. Read the Transportation Intelligence report.

<http://blog.freightaccess.com/2010/08/annual-global-freight-forwarding-report-2010-from-t-i/>

*****U.S. Domestic Air Freight & Express Lags** as it has suffered income levels in the global downturn not suffered since 1997, said Air Cargo Management Group (ACMG), after reporting an industry-wide 20% year-on-year revenue drop in 2009 or US\$25.33Bn against the US\$31.88Bn in sales posted in 2008. "This industry, once characterised by rapid growth, has gone through 15 years with no net expansion," said ACMG. The decline was attributed to slack market segments in the express sector and revenue ton miles (RTM). The performance of RTM traffic declined 12.4% year on year in 2009 to a volume of 11.80 billion RTMs. Revenue of U.S. express industry shrunk 5.6% in the 4th quarter of 2009, said the ACMG. ACMG believes the U.S. air cargo market is sluggish in 2010 because domestic growth lacks impetus, despite a global market rebound. In April, ACMG predicted the world air cargo market would return to 2007 peak levels by year's end. While FedEx & UPS dominate the U.S. express market, income from this business only accounted for 34% of total revenue for FedEx & 18% for UPS. Both companies pay much attention to other segments now, including global operations, logistics and ground delivery.

www.CargoFacts.com/

*****100% Screening Fears Dwindle** as further evidence that the U.S. government's Aug. 1 mandate to screen all piece-level cargo on passenger aircraft is not causing any major delivery interruptions came Aug. 13 from the Airforwarders Assn. Sixty-seven percent of the 709 companies responding to an internal survey reported they had not experienced any problems with delays after handing over consignments to airlines. Another 28% of indirect air carriers said they only had "scattered" problems, which they characterized as "minor start-up glitches." More than half of the respondents (55%) said industry appeared well prepared and were not worried about screening congestion as the peak shipping season starts in several weeks.

www.tsa.gov/press/releases/2010/0802.shtm

*****Northwest Airlines Next In Price Fixing Sting** as the airline, now a part of Delta Air Lines, has agreed to plead guilty and to pay a US\$38M criminal fine for its role in a conspiracy to fix air cargo prices, the U.S. Justice Dept. said. Sixteen airlines have pleaded guilty, or have agreed to plead guilty, in the Justice Department's ongoing investigation into price-fixing in the air transportation industry. To date, more than US\$1.6Bn in criminal fines have been imposed and four executives have been sentenced to serve prison time. Charges are pending against a 5th executive. According to a one-count felony charge filed July 30, in U.S. District Court for the District of Columbia, Northwest Airlines Cargo, which is no longer in operation, engaged in a conspiracy to fix the cargo rates charged to customers in the United States and elsewhere for international air cargo shipments from at least July 2004 until at least Feb. 2006. Under the plea agreement, which is subject to court approval, Northwest Airlines has agreed to cooperate with the department's ongoing antitrust investigation.

*****Unitedental?** as United Airlines & Continental Airlines has revealed refinements to the visual branding for the new global airline that will result from the proposed merger between the 2 airlines. The new logo displays the combined company's brand name in capital letters (UNITED) in a custom sans-serif font, joined with the global mark which has represented Continental's brand image since 1991. A corresponding update of the combined airline's aircraft livery will adopt Continental's livery, colors & design, including its blue-gold-white globe image on the tail, combined with the new-style UNITED name on the fuselage. See The logo:

www.unitedcontinentalmerger.com/

*****JAL Has No Cargo** as Japan Airlines Group, which is undergoing a massive restructuring under a government-managed bankruptcy process, said it is transferring its cargo handling business at Chubu Int'l Airport to Suzuyo & Co. Ltd. JAL, earlier this year, said it will shut down its dedicated freighter fleet as part of the cost-saving effort.

*****TNT Divides** as it is to separate its Mail & Express business units by Jan 1, 2011 and establish individual stock exchange listings for both "after further exploration".

*****Qatar Airways Cargo To U.S.** as it has begun scheduled freighter services to Chicago, its first mid-east dedicated freighter operation to the U.S..

*****Compañía Mexicana de Aviación, S.A. de C.V. Bankrupt & Sold**..... as the airline commonly known as Mexicana, is the first airline established in Mexico. Nuevo Grupo Aeronautico SA, the holding company for airline Compania Mexicana de Aviacion, was purchased Aug. 20 by a group of Mexican investors and the country's pilots' union, according to a member of the investment group and a union leader. Tenedora K, which was formed in order to purchase Mexicana, bought 95% of the airline's shares, union secretary general Fernando Perfecto said yesterday. The pilots' union owns 5% of the company, said Perfecto, who was involved in the negotiations. Andres Rozental, president of the board of Grupo Industrial Omega SA, said his company is one of the investors, and Tenedora K owns 95% of Nuevo Grupo Aeronautico. Mexicana, Mexico's biggest airline by passengers, filed for protection from creditors in Mexico and under Chapter 15 of the U.S. Bankruptcy Code on Aug. 3, after executives said they had failed to reach cost-saving agreements with labor unions. Chapter 15 protection bars U.S. creditors from seizing planes or canceling contracts. Mexicana was ordered on Aug. 18 by a bankruptcy judge to resolve a dispute with U.S. airports and pay fuel, food and other charges within a week to keep U.S. creditors at bay. Int'l airports in Denver, Dallas, Miami and Sacramento, California, sought court permission to file claims against Mexicana if they don't get "timely" payment of passenger facility charges. The airline has suspended new ticket sales after its bankruptcy filing.

www.mexicana.com/cs/Satellite?pagename=MexicanaG5/Page/PreHomePageComposition

*****Chile's LAN Airlines & Brazilian Carrier TAM Wed** as they have announced their intention to merge operations under a single holding company, LATAM Airlines Group. Each of the airlines in the group, including LAN Cargo, would continue to fly under their own brands & operating certificates. LAN also has affiliates in Ecuador, Peru & Argentina. The combined airline

group would provide passenger services to more than 115 destinations in 23 countries, while providing cargo services throughout Latin America & across much of the globe.

*****Dating China** as Missouri's Lambert St. Louis airport is facing crunch time after 2.5 years of courting Chinese airlines make the city their North American air freight hub with hopes of driving volumes back to pre-recession levels. A Midwest China Hub Commission spokesman ahead of final round of talks with Chinese aviation officials said there is awareness that to frame a deal by year end "is [to] sell St. Louis" against competing major gateways of Chicago, Dallas and Atlanta.

*****Windsor, Ontario, Hub?** as the Canadian city across the river from Detroit, has found a site for an air cargo hub the municipal government intends to build. A Lufthansa Aviation study, commissioned by the city-owned Windsor Int'l Airport, said the plan was sound and the site "excellent" for a multi-million dollar air freight hub, reported state broadcaster CBC News. Its conclusion was that Windsor might well divert air cargo from congested airports in Montreal & Toronto. Lufthansa found Windsor an excellent location for shipping companies and had "a lot of sleeping potential", with the ability to handle up to 90,000 tonnes of commercial air freight within 25 years. Windsor Int'l Airport employs 200 people. In 2007, it served 118,251 passengers on public & corporate flights.

*****Next Generation Envirotainer** as the company said its new air cargo container, the **RAP e2**, has been awarded an airworthiness certificate by the European Aviation Safety Agency. The RAP e2 container is the latest addition to Envirotainer's fleet of active temperature-controlled containers and features electrical heating & compressor cooling functionality to maintain strict temperature control.

www.envirotainer.com/

*****Volumes >>>** Air France-KLM posted a 1.7% increase in global traffic in July compared to same month a year earlier, while capacity was reduced by 2.1%, but is 5.8 % higher than June 2009, as year-to-date, the airline carried 3.78 billion RTK of cargo, up 7.6% from a year earlier and capacity fell by 1.6% compared with the first 7months of last year. **>>> Cathay Pacific Airways** has combined statistics with **Dragonair** showing July cargo & mail volume grew 18.1% to 157,374 tonnes year on year. **>>> Ukraine Int'l Airlines** (UIA) reported a 20% increase in cargo tonnage in June, moving 779 tons during the month.

*****Sit Down & Shut Up!** as never a fed-up worker has ever said "I've had it" quite like Steven Slater. Prosecutors say the JetBlue flight attendant flipped out over a fight with an agitated traveler on Aug. 9, cursing over the intercom before grabbing some beer from the plane's galley and making a grand exit down the emergency aircraft slide at Kennedy Airport. He has been charged with felonies, but elevated to folk-hero status by thousands who shrugged off allegations that Slater endangered others and praised him for his take-this-job-and-shove-it moment. Slater, whose father was an airline pilot, wore a slight smile as he was led into a Queens courtroom to be arraigned on charges of criminal mischief, reckless endangerment & trespassing, counts that carry a maximum penalty of seven years in prison. The judge set his bail at US\$2,500. The 38-year-old airline veteran, who lives steps from the beach in Queens a few miles from the airport, had been flying long enough to see much of the gleam of the air travel experience tarnished by frayed nerves, rising fees, plummeting airline profits & packed cabins.

*****Air Force Two - Poor Joe**..... as a U.S. Air Force spokeswoman says a small private plane was blown over by the jet wash from Vice President Joe Biden's plane as it taxied to take off Aug. 11 morning at Francis S. Gabreski Airport, Long Island, New York. The left wing of the Piper Cub was damaged but no one was on board.

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OUR "C" Section: FF World Ocean News***

4. FF World Ocean Briefs

*****U.S. Volume Up** as major U.S. retail container ports are expected to handle imports totalling 14.5 million containers in 2010, an increase of 15% compared to last year, according to the latest monthly Global Port Tracker report released by the National Retail Federation and Hackett Associates. U.S. ports handled 1.32 million TEU in June, the latest month for which actual numbers are available. That was up 4% from May and 30% from June 2009. July was estimated at 1.38 million TEU, up 25 % over last year. Aug. is forecast at 1.32 million TEU, up 14%; and Sept. is also forecast at 1.32 million TEU, up 16%. The 1st half of 2010 was estimated at 6.9 million TEU, up 17% from the same period last year.

*****When A Pirate Is Not A Pirate** as a landmark case a federal judge in Norfolk, Virginia, has dismissed piracy charges against 6 Somalis accused of attacking a U.S. Navy ship in the Gulf of Aden last April. Not since Lieutenant Robert Maynard of the Royal Navy sailed back triumphantly to nearby Hampton Roads in 1718 with the severed head of Blackbeard swinging from his bowsprit has this navy town been so embroiled in the fight against piracy. But legal attitudes have changed. U.S. District Judge Raymond Jackson granted a motion by attorneys for six accused, saying: "The government had failed to establish that any unauthorized acts of violence or aggression committed on the high seas constitutes piracy as defined by the law of nations in 18 USCS.1651. The problem is one of definitions. Some 2,000 years after Cicero defined pirates as the "common enemy of all," nobody seems able to say, legally, exactly what a pirate is. Said the Norfolk federal judge: "Following the government's assertions would subject defendants to an enormously broad standard under a novel construction of the statute that has never been applied under U.S. law, and would in fact be contrary to Supreme Court case law." He also criticised the anti-piracy law in 18 USCS 1651 for being too vague for criminal law as it states: "Whoever, on the high seas, commits the crime of piracy as defined by the law of nations, and is afterwards brought into or found in the United States, shall be imprisoned for life." Judge Jackson noted, however, that while he dismissed the piracy count, the government is not without tools to try and punish the men who are accused of using a small skiff to attack the [USS Ashland](#), a 610-foot dock landing ship. The government is expected to appeal to the 4th U.S. Circuit Court of Appeals. Read the article: [Who's a Pirate? In Court, A Duel Over Definitions](#)
<http://online.wsj.com/article/SB10001424052748703988304575413470900570834.html>
http://www.cargolaw.com/2000nightmare_singles_only.html#Stupid.Pirates4-5

*****Unlike Air Security** as a new U.S. Senate proposed Bill S. 3659 may extend the deadline for 100% scanning of containers at foreign ports of loading, and give terminals a choice of screening types. The proposed 2010 Maritime Transportation Security Act would extend the deadline for mandatory scanning of all U.S.-bound containers from 2014 to 2015.
http://frwebgate.access.gpo.gov/cgi-bin/getdoc.cgi?dbname=111_cong_bills&docid=f:s3659is.txt.pdf

*****No More Peak Season?** as Aug. through Oct. typically marks the highest shipping annual point, with volumes reflecting the U.S. import of goods to stock store shelves for the holidays. This year, however, it looks as if the peak may have passed before it even arrived. A growing field of research analysts, industry observers and even shipping executives is predicting a slowdown in growth deeper into the year after a strong rebound in shipping volume in the second quarter. The 1st half of the year has been one of double-digit growth for cargo, as retailers finally restocked shelves and shippers, nervous about potential capacity shortages, decided to move their holiday season goods earlier than usual, shifting the annual peak shipping season to July. As August comes to a close, however, PIERS Global Intelligence Solutions, a sister company to The Journal of Commerce, expects year-to-year growth in container imports to cool from as estimated 17.6% rate in the 2nd quarter to 7.8% in the 3rd quarter, and 1.4% in the 4th quarter. Unemployment, tight credit & underwater mortgages will continue to hurt import volumes in months ahead.
www.piers.com/about/

*****"Shippers' Voice" Says BIG Only Helps Carriers** as the group has asked if the continued introduction of ever-larger ships brings any benefits to exporters, importers & others who actually pay the bills. Dr Andrew Traill, Managing Partner, says the recent celebrations

surrounding the introduction of the first few of eight 13,800 TEU ships by CMA-CGM will not necessarily be shared by the line's customers. "I know big ships have economies of scale and ship owners reap big cost savings from them; but rather like slow steaming, I suspect many shippers doubt that they will ever see any of the apparent savings themselves." Dr Traill points out that very few ports are able to handle ships of this size, making transshipment onto smaller vessels or longer overland road & rail journeys inevitable. This adds time, cost and potential security and damage issues. "Large hub ports will often be hundreds of miles away from the cargo's origin or destination. Think back to that time you flew with one of those low-cost airlines only to find yourself at an airport barely in the same country as your holiday, and you can imagine just how annoying this can be."

www.shippersvoice.com

*****U.S. West Coast Rebounds** as container volume at West Coast ports increased 15% in the first 6 months of 2010 compared to the same period in 2009, according to the Pacific Maritime Assn.. The tally reflects all loaded containers, both inbound and outbound. Containerized imports on the West Coast increased 17% while exports were up 11%. In Los Angeles-Long Beach, the total container volume increased 16% compared to the first six months of 2009. Loaded inbound containers were up 15% and loaded outbound containers increased 18%. Oakland reported an increase of 9% in total container volume. Imports were up 17% and exports increased 3%.

*****Return To More West Coast After Hours** as the organization representing container terminals in the ports of Los Angeles & Long Beach said that 11 of the 13 terminals will open a 5th off-peak shift by Sept. 8. The organization, PierPass, was initially set up by terminal operators in Southern California to administer the so-called OffPeak program. The program called on PierPass to collect a fee on cargo moving through terminal gates during daytime weekday hours, with the proceeds of the fee going to offset the costs of operating 4 weekday night shifts and one weekend shift. Last year, with container volume through Los Angeles and Long Beach dwindling, the terminals cut back on the weekend shift. But with volume rebounding, most of the terminals will reinstate that shift.

*****TransPacific Rates Weaken** as spot rates are starting to soften since peak season surcharges imposed by some ocean liners took effect on August 1. The Drewry container rate benchmark for the spot rate for shipping an FEU from Hong Kong to Los Angeles declined by 3.1% to US\$2,737 in the week ending August 16, down from US\$2,824 the previous week. On the other hand, the latest Drewry benchmark rate is 110.5% higher than it was in the same week last year, when it was US\$1,300 per FEU. "We are starting to see a return to sanity in the transpacific shipping market, after the crazy capacity shortages & roll-overs of the last few months, which our shipper clients have experienced," said Philip Damas, division director of Drewry Supply Chain Advisors in London.

www.drewrysupplychains.com/

*****Panama Canal Mixed** as the Big Ditch has experienced a decline in vessel traffic and tonnage during the 3rd quarter ending June 30. The Panama Canal Authority said total canal transits dropped by 2.8% compared to the same quarter last year to 3,476 transits. Transits of larger ships that require greater time & navigation skills to transit the canal fell by 3.1% to 1,758 transits, down from 1,815 the previous year. On the other hand, general cargo & vehicle carrier transits rose, while transits of dry bulk, containers, refrigerated cargo (reefers), tankers and passenger vessels dropped.

*****BYOChassis** as the movement that is shifting chassis management responsibility to drayage carriers gathered more momentum this month, as a major lessor launched a plan aimed at fleets and the largest ocean carrier expanded a chassis rental program. TRAC Intermodal, Princeton, N.J., is offering the TRAC Connect program to drayage fleets that want to lease or rent chassis. Separately, Direct Chassis Link, a Maersk Line subsidiary, said its equipment rental plan will be expanded to 14 new cities in the southeast & southwest U.S. on Sept. 7. Earlier this year, Evergreen Marine and CMA-CGM, 2 of the 5 largest container lines, as well as two smaller operators announced plans to phase out the practice of offering chassis to drayage carriers at no

charge. Drayage carriers provide their own chassis in every other country.

*****Sign of The Times** as containership owner & charterer Seaspán said it has filed a registration statement with the U.S. Securities & Exchange Commission that would allow it to sell up to US\$1Bn of securities. If approved, the FEC filing would allow it to sell common stock & debt securities. Seaspán owns 53 ships and has another 16 on order to be delivered over the next 21 months. Its customers include 8 of the world's largest liner companies: China Shipping, Maersk, MOL, Hapag-Lloyd, COSCO, "K" Line, CSAV and UASC. Earlier this month, CEO Gerry Wang said recent orders by APL & Evergreen for strings of 10 ships, and reports of other carriers considering orders of 10 rather than 8 or 9 ships for Asia/Europe strings are "a strong demonstration that liner operators are looking at super-slow steaming as a more permanent setup." He also pointed out the industry is seeing a shortage of containers, surge in container volumes & rising freight rates.

www.seaspan.com/

*****Great Lakes Makes It Way Back** as coal shipments totaled 4.1 million net tons in July, a 5.7% increase over June, and up 26% compared to a year ago. However, loadings were down 3.4% compared to the month's five-year average. Year-to-date coal shipments have increased 3.7% to 14.8 million tons. However, year ago totals were still depressed by the recession. 2010 loadings through the end of July are 22.6% off the 5-year average.

*****A Small Port In The Life of A City** as a new study at the Port of Indiana-Jeffersonville revealed that Indiana's 3 ports annually contribute US\$5.4Bn in economic activity to the state economy and 43,700 jobs. The study revealed other annual economic contributions generated by Indiana's three ports, including US\$2.38Bn in personal income, US\$732M in local purchases and US\$224M in state and local taxes. The Ports of Indiana is a statewide port authority operates a system of three ports on the Ohio River and Lake Michigan in Mount Vernon, Burns Harbor & Jeffersonville.

*****Container Freight Swap Agreement Gambling?** as CFSA an intuitive risk management tool that allows hedging against price movements in Asian containerised export markets, has made its debut. The new container derivatives scheme could help reduce forwarders' exposure to rate fluctuations, reports London's Int'l Freightling Weekly. Three main categories of participants who would most commonly trade CFSA's have been identified as those who are net long of physical seaborne containerised transport (the ship owner or operator); those who are net short the market (the shipper or freight forwarder); and those with no physical exposure, who seek to profit from market volatility by trading the pure swap (normally traders in investment banks). Container swaps enable participants transporting sea freight to lock-in future costs and crystallise future margins up to 23 months ahead in a flexible manner. A container freight swap is a cash-settled agreement between two parties with an equal and opposite opinion of the future of the market. The parties agree on a price in US\$ per container for a given number of containers on an agreed route during a specified period. At the end of the contract period the parties settle the difference in cash between the predetermined contract price and the actual spot market price. If the market strengthens, and box rates increase, then the buyer of a CFSA (the long position) benefits since by entering the agreement they have effectively paid less, in advance, for the goods than they would have done trading on the spot market. The buyer of the CFSA has successfully hedged against an increase in cost of the underlying physical market. Conversely, if the market softens, and box rates decrease, the seller of the CFSA benefits since they have effectively sold the goods, in advance, at a higher rate than they would have done trading on the spot market.

http://en.wikipedia.org/wiki/Container_Freight_Swap_Agreement

*****Ice Island** as a University of Delaware researcher reports it is 4 times the size of Manhattan has calved from Greenland's Petermann Glacier. The last time the Arctic lost such a large chunk of ice was in 1962. The new iceberg has an area of at least 100 sq. miles and a thickness up to half the height of the Empire State Building. The ice island will enter Nares Strait, a deep waterway between northern Greenland & Canada where it may become land-fast, block

the channel, or it may break into smaller pieces as it is propelled south by the prevailing ocean currents, said scientists. The report:

www.udel.edu/udaily/2011/aug/greenland080610.html

*****Throughput >>>** Port of Charleston reported an increase in container volume in July to 73,818 pier containers, up 26% from 58,603 pier containers handled in July 2009, compared to the same month the previous year. >>> **Fujian** grew 25.2% year on year to 4.86 million TEU in the first 7 months of 2010, equivalent to 63.1% of this year's set target as the port handled 834,900 TEU, up 24.6% year on year, while the **Port of Xiamen** 3,251,100 TEU, up 28.5 % year on year. >>> **Port of Hamburg's** box traffic was up 4.3% in the 1st half year on year to 3.7 million TEU, "the best result of container handling since Dec. 2008." >>> **Los Angeles** handled 369,389s TEU of loaded inbound containers in July, 21% more than in July 2009; and 146,369 TEUs of loaded outbound containers, a 6% increase. >>> **Long Beach** handled 293,878 TEUs of loaded inbound containers in July, 33% more than in July 2009; and 126,177 TEUs of loaded outbound containers, up 16%. >>> **Port of Marseilles-Fos** 1st half container volume increased 17% to 510,819 TEU, making it likely it would hit the one million TEU mark by the end of the year. >>> **Port of Oakland's** container traffic rose 12.9% during the 1st half of the year to 1.09 million TEU compared to the first 6 months of 2009. >>> **Port of Qinzhou**, in southwestern China's Guangxi Autonomous Region, lifted 109,414 TEU during the 1st half of this year, a sharp increase of 138.9%. >>> **Port of Rotterdam** boosted box traffic by 17.7% to 4.6 million TEUs in the 1st half of 2010 1st half and **Antwerp's** throughput rose 16.2% to 4.2 million TEUs. >>> **Port of Shanghai** handled 2.57 million TEU in July, up 20% year on year and 21.4% over the June figures. >>> **Port of Virginia** in July handled 153,994 TEUs, which marked an increase of 11,773 TEUs from the total seen in July 2009. >>> **Port of Wilmington**, North Carolina, container traffic grew 29% to 249,850 TEUs for the fiscal year ended June 30, compared to 194,600 TEUs in 2008-09. >>> Port of Wenzhou, an eastern China manufacturing base, handled 31.4 million tons of cargo during the 1st half of year, up 8.7% year on year, as container trade cargo grew 10% to 190,000 TEU.

*****This Month In U.S. Navy History**

1812 - **USS Constitution** captures **HMS Guerriere**.

1812 - **USS Constitution** captures and destroys brig **Adeona**.

1812- Devastating hurricane struck the Navy's New Orleans station, delaying military preparations in the War of 1812

1818 - Capt. James Biddle takes possession of Oregon Territory for U.S.

1870 - Armed tug **Palos** becomes first U.S. Navy ship to transit Suez Canal.

1959 - **USS Thetis Bay** (LPH-6) completes 6-day humanitarian operation after floods in Taiwan.

1962 - Navy's first hydrofoil patrol craft, **USS High Point** (PCH 1) launched at Seattle, Wash. Your Editor found this vessel abandoned in a mud flat in 1981. **McD**

1969 - Navy Seabees & sailors from Helicopter Training Squadron Eight (HT-8) evacuated 820 people from Pass Christian, MS after Hurricane Camille.

*****Panama Canal Birthday** as she has celebrated 96 years of safe, reliable & efficient service to global trade. The **SS Ancon** officially inaugurated the waterway on its 1st transit August 15, 1914. Today, the Canal continues as a viable global transportation and logistics leader, connecting more than 144 different trade routes and uniting the world.

*****The King's Taste** as a crate of Scotch whisky that was trapped in Antarctic ice for a century was finally opened Aug. 13 - but the heritage dram won't be tasted by whisky lovers because it's being preserved for its historical significance. The crate, recovered from the Antarctic hut of renowned explorer **Sir Ernest Shackleton** after it was found there in 2006, has been thawed very slowly in recent weeks at the Canterbury Museum in Christchurch on New Zealand's South Island. The crate was painstakingly opened to reveal 11 bottles of Mackinlay's Scotch whisky, wrapped in paper & straw to protect them from the rigors of a rough trip to Antarctica for **Shackleton's** 1907 Nimrod expedition. Though the crate was frozen solid when it was retrieved earlier this year, the whisky inside could be heard sloshing around in the bottles. Antarctica's minus 22 Fahrenheit (-30 Celsius) temperature was not enough to freeze the liquor, dating from

1896 or 1897, and described as being in remarkably good condition. This Scotch is unlikely ever to be tasted, but master blenders will examine samples of it to see if they can replicate the brew. The original recipe for the Scotch no longer exists. Once samples have been extracted and sent to Scottish distiller Whyte & Mackay, which took over Mackinlay's distillery many years ago, the 11 bottles will be returned to their home - under the floorboards of **Shackleton's** hut at Cape Royds on Ross Island, near Antarctica's McMurdo Sound.

www.whyteandmackay.co.uk/

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5. The Cargo Letter Cargo Damage Dispatches
****Back By Popular Demand****

We're sorry, but there were so many sinkings, explosions, pirate attacks, fires, cargo mishaps, battles on the water & other disasters at sea that we do not have room to print even the highlights this month. **Many people lost their lives at sea this month!!**

But you can read all this month's disaster news at our special Internet web feature which provides full details of each event -- our **Vessel Casualties & Pirate Activity Database**. Bookmark the site and visit every day! Updated twice daily.

www.cargolaw.com/presentations_casualties.html

SPECIAL NOTE: Please view the dramatic new pictures at our special "**Gallery of Cargo Loss**" website feature.

www.cargolaw.com/gallery.html

See our new feature for Au. 2010: "**Mumbai Departure**" - the **M/V MSC Chitra** disaster we continue to cover.

www.cargolaw.com/2010nightmare_msc_chitra.html

See our newest photo feature "**Singles Only**" - Transportation Disasters Told In A Single Photo!

www.cargolaw.com/2000nightmare_singles.only.html

"The San Andres Fault" - B-737-700 **Miracle** - Aug. 16 2010

www.cargolaw.com/2000nightmare_singles.only.html#B-737

Daily Vessel Casualties as we don't want you to miss the excitement of our 24 hour reports of the dramatic events at sea each day -- stories of casualties & pirates --- almost none of which are carried on your local news. Edited daily by **Christoph Wahner, Esq.** of **Countryman & McDaniel**.

www.cargolaw.com/presentations_casualties.php

NOTE: The historic dangers of carriage by sea continue to be quite real. **Shippers must be encouraged** to purchase high quality marine cargo insurance from their **freight forwarder or customs broker**. It's dangerous out there.

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OUR "D" Section: FF in Cyberspace***

6. The Cargo Letter "Cyber Ports Of Call"

Here are our suggested world wide web sites of the week for your business, your information and your amusement.....

Cargo & Trade>>>>>

3PL CEO Interviews - Strategies for Leading Your Company into the Recovery including Schenker, CEVA, Damco, UTi Worldwide, FedEx Supply Chain & others

<http://events.eft.com/eu3pl/pdf/3PL-CEO-Interviews.pdf>

Animal Airways

www.animalairways.com/

Aviation Herald what went wrong on which flight today? Amazing

www.avherald.com/

C-TPAT Validation Process - A Service of Countryman & McDaniel

www.cbp.gov/xp/cgov/trade/cargo_security/ctpat/ctpat_validation/

Finding Hidden Profits In Your Warehouse Or Transport Operations

<http://myvenue.venuecom.com/emt/newsletter/1664/31565/40>

New U.S. Treasury Op-Ed: "Iran's New Deceptions at Sea Must be Punished"

www.ustreas.gov/press/releases/tg828.htm

ShippingCast world's most comprehensive opted-in email database of global freight & logistics companies. 93,000 organizations, with email broadcasting service for users.

www.shippingcast.com/

Top 100 3PL Providers

<http://myvenue.venuecom.com/emt/newsletter/1649/31565/17>

Top 100 U.S. Motor Carriers

<http://myvenue.venuecom.com/emt/newsletter/1649/31565/18>

U.S. Hours-of-Service Rules Safety Impacts 2010 Analysis

www.atri-online.org/ATRI_HOS_Analysis_2010.pdf

United States Council for Int'l Business to Offer Seminars on Incoterms 2010 Rules (Sept. thru Dec. 2010)

www.iccincoeterms2010.org/

www.uscib.org/calendar.asp?cat=Incoterms

UPS Snapshots for Small Business' Guides on Brazil, Canada, China, India, Poland & Vietnam

www.pressroom.ups.com/Fact+Sheets/UPS+Snapshots+for+Small+Businesses

U.S. Customs ABC's of Prior Disclosure

www.cbp.gov/linkhandler/cgov/trade/legal/informed_compliance_pubs/icp028r2.ctt/icp028r2.pdf

U.S. Customs - Quota Frequently Asked Questions

www.cbp.gov/xp/cgov/trade/trade_programs/textiles_and_quotas/quota_frq/

U.S. Export School: Classifying Your Item & Determining If You Need A License

www.bis.doc.gov/seminarsandtraining/training-modules/bis-module2-h.wmv

What's New in U.S. Exporting

http://service.govdelivery.com/service/multi_subscribe.html?code=USITAEXPORT&origin=http://www.export.gov

PRODUCTS>>>>>>>>>>

Admiralty and Maritime Law by Martin Davies, Robert Force & Thanassi Yiannopoulos

https://ecommerce.beard.com/beardbooks/admiralty_and_maritime_law.html

Lloyds Maritime Atlas

www.bharatbook.com/detail.asp?id=25440&rt=Lloyds-Maritime-Atlas.html

Production Statistics For Any Car, Truck Or Van
www.tde1300.com/

EVENTS>>>>>>>>>>

Transport Events

www.transportevents.com/

Trade Shows, Exhibitions, Conferences & Business Events Worldwide
www.eventseye.com/

World Trade Organization Events
www.wto.org/english/news_e/meets.pdf

3rd Annual Global Maritime Information Sharing Symposium 14-16 Sept. 2010, Baltimore, MD
www.gmsa.gov/gmiss

4th TPM Asia Conference 18-19 Oct. 2010, Shenzhen, PRC
www.tpm-asia.com

5th Southern Asia Ports, Logistics & Shipping 2010 17 Sept., Mumbai, India
www.transportevents.com/EventsDetails.aspx?EventID=EVE007

7th Int'l Marine Claims Conference 22-24 Sept. 2010, Dublin
www.marineclaimsconference.com

6th IATA Cargo Claims & Loss Prevention Conference! 10 - 12 Nov. 2010, Geneva, Switzerland
www.iata.org/events/Pages/CargoClaims.aspx

8th Intermodal Africa 2010 29 & 29 Oct. 2010, Cape Town SA
www.transportevents.com/EventsDetails.aspx?EventID=EVE008

25th Int'l Air Cargo Forum & ExpositionNov. 2-4, 2010, Amsterdam, Netherlands
www.tiaca.org/tiaca/ACF.asp?SnID=1564325440

2010 Shanghai World Expo May 1 - Oct. 31 2010
www.worldexpochina.net/

2010 SNAME Annual Meeting and Expo Nov. 3-5, 2010, Seattle /Bellevue, Washington
www.sname.org/SNAME/AM/Home/

ATA Management Conference & Exhibition 16-19 Oct. 2010,Phoenix, Oct. 16-19
www.truckline.com/mce/Pages/default.aspx

Container Freight Derivatives Assn..... 14 Sept. 2010, Shanghai
www.cf-da.com

FIATA World Congress 4-8 Oct., Bangkok, Thailand
www.fiata2010.org/

Freightbook Networking Weekend6-7 Nov 2010, Turkey
www.freightbook.net/index.asp?upid=9

Global Greenship Sept. 23-24, Washington, D.C.
www.marinelog.com/DOCS/MSECMMV/green2010reg.html

Global Maritime Information Sharing Symposium 2010 14-16 Sept., Baltimore, Maryland.
www.gmsa.gov/gmiss

IDGA's Military Logistics SummitSept. 13 - 16, Sheraton Premiere, Vienna, VA.
www.iqpc.com/Event.aspx?id=281630

Intermodal Expo/TransComp Exhibition 14-16 Nov. 2010, Ft. Lauderdale, FL
<http://freightexpo.net/expovideo.html>

Intermodal Europe 2010 30 Nov. - 2 Dec. 2010, Amsterdam
www.worldcargonews.com/htm/ex20100112.794600.htm

Let's Say Thanks In Support of Our Troops personalize your special message - free, thanks to Xerox
www.LetsSayThanks.com

MARAD Approved Maritime Security Awareness Classes
<http://71.14.2.130/moodle/>

SNAME Annual Meeting & Expo 3-5 Nov., 2010, Bellevue, Washington
www.sname.org

Transported Asset Protection Assn. Expo & Conference Sept. 14 & 15 2010, London
www.transec.com/page.cfm/Link=125/t=m/trackLogID=67083_A9E2AB262B

[Apps For That - iPhones](#)>>>>>>>>>

Oregon Trail classic game updated for iPhone

Elevation Pro check your position

Yowza electronic shopping coupons in your area

UPSlets you Track, Ship, Find Locations and obtain rate quotes directly from your smartphone

[General Interest](#)>>>>>>>>>

Always Wear Your Seat Belt
<http://embracethis.co.uk/>

Buck Rock not a godd night's sleep
www.buckrock.org

Fans React To Divorce
www.SellDodgers.com

Immigration By The Numbers - Gumballs
www.youtube.com/watch?v=n7WJeqxuOfQ

Johnny Carson Clips
www.johnnycarson.com/

Learn New Sarver Heart Center's Continuous Chest Compression CPR

<http://medicine.arizona.edu/spotlight/learn-sarver-heart-centers-continuous-chest-compression-cpr>

Video of Wing Coming Off in Flight
www.youtube.com/watch?v=2PaxZoLE-EM

What Is The Fastest Vehicle At The Airport?
www.youtube.com/watch?v=IHD6f_XrYNk

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OUR "E" Section: The Forwarder/Broker World***
7. New U.S. Transport Related Legal Cases _____

Eid v. Alaska Airlines

U.S. 9th Circuit Court of Appeals
July 30 2010, No. 06-16457

INTERNATIONAL LAW: Under the **Tokyo Convention**, during an int'l flight, an airline is immune from any liability for actions covered by the convention if the pilot has reasonable grounds to support his/her actions. In 2003, a group of Egyptian businessmen and their families boarded Alaska Airlines Flight 694 in Vancouver, British Columbia, for Las Vegas. The Egyptians claim the flight attendants treated them very badly and forced the plane to land in Reno, where local police and TSA officials were waiting at the gate. The TSA officials eventually cleared the Egyptians to continue flying. However, the captain refused to let them board the plane. TSA and the Reno-Tahoe police helped the Egyptians book seats on America West, but they missed scheduled meetings at their destination, and, as a result, a hoped-for deal was never consummated. The Egyptians sued Alaska Airlines alleging damages due to delay, as well as numerous other state-law defamation and intentional infliction of emotional distress claims. The District Court granted Alaska's motion to dismiss the Egyptian's state-law claims. The Egyptians sought leave to file a supplemental complaint, alleging 7 new defamation claims, but the district court denied it and granted summary judgment for Alaska. The 9th Circuit held the district court erred in issuing summary judgment for Alaska, holding that, under the Tokyo Convention, during an international flight, an airline is immune from any liability for actions covered by the convention if the pilot has reasonable grounds to support his/her actions. The 9th Circuit also held the record contained substantial evidence that would have supported a jury's finding that the flight crew acted unreasonably. Finally, the 9th Circuit affirmed the district court's dismissal of the Egyptians' defamation claims and denial of the motion to supplement their complaint, reasoning that they were improperly brought under Fed. R. Civ. P. 15(d). **AFFIRMED in part, REVERSED in part and REMANDED.**

www.ca9.uscourts.gov/datastore/opinions/2010/07/30/06-16457.pdf
http://en.wikipedia.org/wiki/Tokyo_Convention

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Written from wire stories, the Associated Press, Reuters, Hong Kong Shipping News Lloyds & other world sources.

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Maria Payne(Countryman & McDaniel)

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The Cargo Letter
(since 1978)

A world news service for Air/Ocean Freight Forwarders, NVOCC's, Consolidators, Indirect Air Carriers, Surveyors, Intermodal Shipper's Agents, Inland Carriers, Customs Brokers and Liability & Marine Underwriters world-widea free service to more than 8,000 industry subscribers & readers on 6 continents.

Michael S. **McDaniel**, Editor.

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Cargo Law
www.cargolaw.com
&
TRANS-CAMS
www.cargolaw.com/cameras.html

The Cargo Letter Home Page _
>>>>>>www.cargolaw.com/cl-archives.php<<<<<<<

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