

Africa and elsewhere. Germany and Britain have moved in recent months to reduce or phase out aid. Japan, long China's biggest donor, halted new low-interest loans in 2008. "People in the U.K. or people in the West see the kind of flawless expenditure on the Olympics and the (Shanghai) Expo and it's really difficult to get them to think the U.K. should still be giving aid to China," said Adrian Davis, head of the British government aid agency in Beijing, which plans to wrap up its projects in China by March. "I don't think you will have conventional aid to China from anybody, really, after about the next 3 to 5 years," he said. Experts say it's hard to justify giving aid to China when it spent an estimated US\$100Bn last year equipping and training the world's largest army and also holds US\$2.5 trillion in foreign reserves.

*****China Trade Continues Boom**as its foreign trade in the first 8 months rose 40% year on year to US\$1.88 trillion, said the General Administration of Customs (GAC). Exports increased 34.4% year on year to US\$139.3Bn while imports rose 35.2% to US\$119.27Bn, reported Xinhua News. Trade with the European Union, China's largest trading partner, jumped 36.2% year on year to US\$305.81Bn in the same period; trade with the U.S. climbed 32 % to US\$242.61Bn, while that with Japan rose 34.8% to US\$186.89Bn during the period.

*****Customs Broker Fraud Warning**as the **Countryman & McDaniel** attorneys are currently addressing a new industry scam for customs broker clients, which threatens industry members with significant claims for trademark infringement and other damages brought by the owners of brand name products such as cigarettes, perfume, designer apparel and electronics. An unsuspecting customs broker is contacted by the "representative" of a reputable U.S. importer who wishes to establish a new brokerage account for handling an arriving shipment. All communications between broker & customer are handled by phone and e-mail, including execution & return of the POA. After the broker makes Entry, a trucker is appointed by the importer "representative" who directs the cargo to an unknown location. Only after the lawsuit for trademark infringement against the broker later arrives does the broker realize it has all been a scam. The imported product was not furniture as declared, but knock-off designer jeans bearing the forged trademark of a famous designer. The importer "representative" was an imposter who had no connection with a real company, no company e-mail address and only a cell phone telephone number in an area code different from that of the real importer. Customs brokers have a Duty of Reasonable Care to verify the identity of their customers and the authority of customer representatives. In the internet age, there are many ways to exercise Reasonable Care. Know your customer!

McD@CargoLw.com

*****New World Trade Terms** as the Int'l Chamber of Commerce (ICC) officially released its Incoterms 2010 rules, a set of internationally-recognized trade terms of sale. Incoterms 2010 rules incorporate global trade developments since their last revision in 2000, such as "changes in cargo security" and "increased use of electronic communications in business transactions." Four Incoterms rules have been deleted from the 2010 list, and 2 new ones have been created for a total number of 11. The two new rules are DAT (Delivered at Terminal) and DAP (Delivered at Place). The Incoterms 2010 rules will become effective on Jan. 1, 2011.

www.iccbooks.com/Product/ProductInfo.aspx?id=653

New U.S. Trade Office as the U.S. Dept. of Agriculture has opened a trade office in Shenyang, the capital of Northwest China's int'l trade hub in Liaoning province. "China is a vital market for U.S. agricultural products, and this new office will help exporters take advantage of rising per capita incomes and steady economic growth in the region by raising the profile of American agricultural and food products," said U.S. Agriculture Secretary Tom Vilsack, in a statement. USDA now has 102 overseas offices in 82 countries around the world. These offices help market and promote U.S. agricultural, fish & forestry products, and to assist in trade development in their respective regions. The offices provide a starting point for U.S. companies, cooperatives, farmers and processors interested in exporting. USDA China:

www.usdachina.org/en_index.asp

*****New Intermodal Record** as the top U.S.-owned freight railroads never before hauled as many intermodal containers as they did in the week ending Sept. 18, said the Assn. of American

Railroads. The AAR also said overall container and trailer hauls hit their strongest level of 2010 as intermodal loadings approach their autumn peak season. The activity is consistent with a rising volume trend for intermodal in recent months that so far shows no sign of ebbing. Box shipment originations by major U.S. railroads reached 240,013 units in the latest week, 16.9% above the same week in 2009 and up 2.4% from the 2008 week, the AAR said. Become an Associate Member of American Assn. of Railroads:
www.aar.org/aboutaar/membership/joinaar.aspx

*****Russian Rail 3PL Effort** as the Russian Railways board has approved a plan to form Russian Railways Logistics, a logistics services subsidiary. Russian Railways Logistics will provide freight forwarding, warehouse/terminal services, and customs brokerage and will also manage delivery chains acquired from both domestic and external service providers. The authorized capital needed to create the logistics unit was set on the basis of demand for investment and working capital in 2011, and totals US\$4.2M, the railroad said.

*****New Eastern U.S. Rail Corridor**..... as the Norfolk Southern Railway will open its Heartland Corridor intermodal corridor this month, capping an effort years in the making to cut a new path through the rugged Appalachian Mountains that supporters of freight rail transport believe will change the landscape of shipping in eastern United States and expand efforts to push highway freight onto rails. The bold effort to accommodate double-stack train height is Norfolk Southern's last step in a set of construction projects totaling US\$321M. Investments and upgrades moving forward the Heartland route - a diagonal line from Virginia ports to Midwest retail - will, however, provide efficiencies for the network overall and support national transportation goals of reducing highway congestion and emissions and making the U.S. freight supply chain more competitive for global trade. Combined with rival CSX Transportation's National Gateway corridor, and Norfolk Southern's own Crescent Corridor - arcing from the Mississippi Delta to New York - and its partnerships with Kansas City Southern Railway and Union Pacific Railway that provide cross-country links, East Coast rail is rising above competition. The breadth of this new map, and its links to the expected Panama Canal cargo increase, are becoming game changers in the contest for freight from all corners. Introducing the **Heartland Corridor**:
www.virginiadot.org/ctb/resources/Agenda_Item6_Heartland_CTB_Update_Dec2006_short.pdf

*****Spending That Aid To China On U.S. Rail** as California has signed a memorandum of understanding with China's Ministry of Railways for investing in the state's high-speed rail plans, Reuters reported. The agreement was signed during California Governor Arnold Schwarzenegger's recent Asian visit to China, Japan & South Korea. "We look to China to build our high-speed rail, to be part of the bidding process that we are going to go through," said Mr Schwarzenegger in a speech in Shanghai. "Many countries will be bidding to build our high-speed rail, [and we plan] also to look for financing from China," said Mr Schwarzenegger said. California intends to build a high-speed railway between Los Angeles & San Francisco by 2020 at an estimated cost of over US\$40Bn. California is one of the top exporters to China, with volumes exceeding US\$9.7Bn in 2009.
www.cahighspeedrail.ca.gov/

*****FedEx Reorganizes LTL** as it will overhaul its less-than-truckload FedEx Freight division under a plan that will lead to terminal closures & significant job cuts. In a US\$200M restructuring of FedEx Freight announced on Sept. 16, regional and national LTL operations will be combined, and 100 terminals and 1,700 workers cut from its network, FedEx said. Those reductions will result in 20% fewer LTL terminals and 5% fewer workers than what FedEx Freight has in its current form. The changes will be effective Jan. 31. FedEx Freight has lost money for 4 consecutive quarters. In the company's fiscal year 2011 1st quarter, which ended Aug. 31, the division had an operating loss of US\$16M, down sharply from a US\$2M operating profit a year ago.

*****General Rate Hikes In The LTL Industry** as FedEx Freight is studying a price increase of its own after YRC's general rate increase this week, President and CEO Bill Logue said Sept.

21. "I thought it was right on," Logue said of the rival carrier's Sept. 20 general rate increase. He wasn't surprised by the size of the rate hike -- 5.9%. "You could say that the surprise was that it could have been more," he said. YRC's early rate action is "a positive development," Logue said. "It sends a good message that this industry is focused on what is recoverable." A FedEx spokesman said the company is still studying the pricing in the less-than-truckload business, which has lagged behind other shipping modes that have reported improved demand this year. General rate hikes in the LTL industry affect non-contract rates offered from the company's tariff and only impact a small share of LTL business directly. However, they do raise the bar in contract negotiations with shippers. FedEx Freight and YRC are both struggling to return to profitability, with FedEx's less-than-truckload division losing US\$16M in its last quarter.

*****Goodbye Schneider Logistics** as it will sell its freight forwarding and customs house brokerage business in the U.S. & China to France-based Norbert Dentressangle. Freight forwarding & customs brokerage are "not part of the strategic focus on our core truckload, logistics and intermodal services," said Chris Lofgren, president of road carrier Schneider National, the parent company of Schneider Logistics.
www.schneider.com/logistics/index.htm
www.norbert-dentressangle.com/

*****U.S. Big Rig Deaths Down** as the number of people killed in large-truck crashes dropped 20% in 2009 to the lowest level on record, the National Highway Traffic Safety Administration said. Total fatalities fell to 3,380, from 4,245 in 2008, NHTSA said. The total includes truck occupants, occupants of other vehicles and people who were not in vehicles, such as pedestrians. The figure is the lowest since records began in 1975. Large truck occupants saw the largest decrease in fatalities among all groups tracked by NHTSA, falling 26%.

*****Old Tool, New Popularity** as retailers & manufacturers anxious to reduce costs, lower their risk and get goods into the right place at the right time are making key operational changes in their supply chains to remain lean and flexible. Industry experts report an increase in a tool known as "transloading" on the West Coast over direct shipping to the Midwest via intermodal rail, according to the The Journal of Commerce. By repacking inbound container shipments into larger domestic containers, shippers save on inland transportation costs and gain more inventory flexibility. Various goods can be combined in a shipment to one store, and decisions on where goods should end up can be made later in the distribution chain. The tactic adds some handling costs and complexity at the front end when imports arrive, but more companies are saying the trade-off works because they end up shipping fewer containers inland, and the ability to postpone destination decisions is important in the fragile economy. The Intermodal Assn. of North America estimates 29% of U.S. import shipments were transloaded into 53-foot containers last year, up to 30.2% in the first half of 2010. Carriers -- who often end up responsible for the repositioning costs -- are encouraging the shift by lowering ocean rates from Asia to the West Coast.
<http://en.wikipedia.org/wiki/Transloading>

*****Transloading In France** as Kuehne + Nagle has inaugurated a new cross-dock terminal outside of Lyons, part of the company's continued expansion of its road hauling capability following last year's acquisition of French motor carrier Alloin. The Swiss logistics giant said the 6,400-square-meter freight hub has 56 truck bays.

*****Out of Sight!** as James Brown Contracting has acquired Schrader Trucking Co., a Jefferson City, Tenn.-based dry van truckload carrier. Terms were not disclosed.

*****Navigating iTrade** as The Navigators Group, Inc. has announced its principle underwriting subsidiary Navigators Management Company, Inc. has re-branded and expanded its retail insurance brokerage divisions presently known as Navigators Logistics Insurance Services. The new brand, iTrade Risk & Insurance Services will have outlets in five U.S. cities and provide a select mix of insurance & bond products targeted at companies involved in freight forwarding, consolidation, third party logistics and customs brokerage. "We realize the average freight forwarder and customs broker is up against incredible competition, thinning profit margins, and a growing regulatory burden" said iTrade President, Greg Kritz. "We want to help carry some of the

load so our customers can focus on their core business and operate at optimum efficiency and profitability."

www.navg.com/navigators/products_marine.aspx

*****Agility Wins First Round** as an Atlanta federal judge took Agility Logistics' side in the fraud case against it, saying U.S. prosecutors did not properly serve its indictment, resulting in a raft of charges being dropped, the Associated Press reported. U.S. Magistrate Judge Alan Baverman also rejected a Justice Dept. claim Agility is a "fugitive" and recommended to the U.S. District Court in Atlanta the case not proceed, saying the government violated the company's right to due process. But prosecutor Barbara Nelan said investigators are still gathering details on the company's contracts and did not rule out a new indictment. American Shipper said the decision was a key victory for Agility in its defence against charges it defrauded the US military of US\$68M on a food supply contract in Iraq, Kuwait and Jordan.

*****Bogus DOT Requests**..... as there has been another round of fraudulent letters issued to current U. S. Dept. of Transportation (DOT) contractors and potential contractors purporting to be issued by DOT. These fraudulent letters request that current or potential contractors submit banking account information in order to be eligible for participation in contract offerings. Please be aware that DOT does not require any confidential information to be submitted to verify registration and all companies should verify personally that they are sending information to an authorized DOT official before submitting confidential company information.

*****New Cargo Watch Dogs** as the cargo security sector has formed an alliance of firms under the umbrella of Cargo Intelligence and Security Assn. (CISA), headed by New Jersey-based container security company Powers International. CISA aims to provide a link between private sector and government on security issues. Member companies include container manufacturer Cakeboxx, logistics tracking manager Globaltrak, Consearch and Raytheon Homeland Security who are the search for innovation in securing the supply chain.
www.cargointelligence.org/

*****Don't Make The People Honest, Make The Signs Boring** as a rural Georgia county is losing about 550 street signs a years to thieves and a commissioner says he has a solution: Make the names boring. McIntosh County Commissioner Mark Douglas serves a rural county about 60 miles south of Savannah. He says signs marking Green Acres, Boone's Farm and Mary Jane Lane are frequently stolen. He suspects the thieves are targeting those signs because they share names with a popular TV series, a low-cost wine or, in the third case, a slang term for marijuana. Then there's the stolen signs for Harmony Hill. Douglas figures the thieves just like the alliteration. It's become a costly problem. County Manager Luther Smart says the area is paying US\$17,000 a year to replace the signs.

*****Pull Over! I'm The Law, Oops!** as a Long Island man faces impersonation charges after police said a driver he pulled over for a traffic stop turned out to be a legitimate detective. Suffolk County Police said 35-year-old Victor Alfaro-Marquez of Selden was arrested Sept. 12 night, hours after the attempted traffic stop. Detective William Zambito was driving home from work at about 4:30 a.m. when an unmarked car with flashing lights and sirens stopped him. When Zambito told Alfaro-Marquez he was an off-duty officer, police said Alfaro-Marquez fled the scene. Alfaro-Marquez was arrested at his home. Police recovered two badges, handcuffs, a pellet pistol in a holster and a Drug Enforcement Agency baseball hat and shirt.

*****The Naked Truth** as police in Louisiana say a woman stripped in the back seat of a cab, demanded the driver take her to her home state of Michigan and when he refused, stole his cab. Covington Police Capt. Jack West told The Times-Picayune that the driver picked up 29-year-old Jennifer Gille of St. Clair Shores, Mich., about 1 a.m. Sept. 12. West says Gille refused to get out when they reached their destination, stripped & demanded the cabbie take her home. West said the driver went to a police station for help and when inside, Gille drove off. Police found the cab parked about a block away and Gille was still naked. Police booked her on charges of unauthorized use of a movable vehicle & obscenity.

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

****FedEx Corp. UP** as 1st quarter profit more than doubled to US\$380M drawn on an 18% increase in revenue of US\$9.46Bn.

****Korean Air. UP** as cargo revenue soared 86.4% in the 2nd quarter as demand doubled & strong pricing pushed yield up 69.1%, giving the carrier US\$1.02Bn on its freighter & belly cargo business.

****UTi Worldwide. UP** as fiscal 2nd-quarter net income rose to US\$18.9M, or 19 cents a share, from US\$11.8M, or 12 cents, a year earlier.

****Wan Hai. UP** as 1st half revenue grew 33.8% to US\$919.8M, while earning returned to the black to with a US\$52M net profit following a \$37.7M loss in the same period last year.

****Yang Ming Marine Transporthas. UP** with half-year earnings of US\$84.9M with a revenue increase of 38% to US\$1.5Bn, reversing a loss of US\$217M year on year.

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

3. **Freight Forwarder World Air Briefs** _____

***** Air Freight: As Good As It Gets.....**as IATA is now projecting a 2010 profit of US\$8.9Bn. "This year is as good as it gets for this cycle," said IATA director general and CEO Giovanni Bisignani. "Governments are running out of cash for pump priming. Unemployment remains high and business confidence is weakening. And we expect the 3.2% GDP growth of 2010 to drop to 2.6% in 2011. As a result, 2011 is looking more austere. We see profitability falling to US\$5.3Bn with a margin of 0.9%," he added. For 2010, IATA said revenues are expected to grow to US\$560Bn, US\$15Bn more than previously forecast. This is only slightly below the US\$564Bn in 2008 prior to the start of the financial crisis. This year's yields are now expected to grow 7.9% for cargo – up from an earlier forecast of 4.5%. Despite the rise, IATA said yields are still 8.0% below the pre-crisis levels of 2008.

***** Asia-Pacific Stability Up** as traffic for Asia-Pacific airlines grew 25% in August over the same month a year ago, the Assn. of Asia-Pacific Airlines reported, the lightest year-over-year growth this year. The figures, including a 4.2% dip in Aug. freight traffic from July, signaled greater stability in air cargo business in the region following a strong recovery from last year's historic declines. The airlines also brought freight capacity back at a better than 20% rate for the 4th straight month, expanding available space 20.7% compared to Aug. 2009. That brought the freight load factor down 2.7% from the month before to 68.9%, the lowest point for that key utilization measure since February. The moderating traffic expansion comes as air freight prices in the region have been slipping as we head into the fall. The Drewry Air Freight Price Index for shipping out of Asia reached its lowest point of the year in July and was off nearly 20% from its 2010 high in May, according to Drewry Shipping Consultants. Freight traffic for the Asia airlines was up 32% in the first 8 months of this year compared to the same period a year ago.

www.joc.com/air-expedited/air-freight-price-index

*****The Future Needs Pilots** as commercial aviation will need 466,650 pilots and 596,500 mechanics over the next 20 years to service aircraft coming on stream, according to Boeing's crew assessment forecast. Airlines will need an average of 23,300 new pilots and 30,000 new maintenance mechanics per year from 2010 to 2029, said the Boeing statement. North America will need the most pilots and maintenance workers - 97,350 and 137,000 respectively - but the largest growth in both pilots and maintenance workers will be countries in Asia-Pacific - 180,600 and 220,000, respectively. In Asia, China will experience the greatest need for pilots and maintenance personnel - 70,600 and 96,400 respectively. Europe will need 94,800 new pilots and 122,000 maintenance personnel; Africa and the Middle East will need 32,700 new pilots and 44,500 maintenance personnel; Latin America will need 37,000 pilots and 44,000 maintenance personnel and Russia and CIS will need 11,000 pilots and 14,000 maintenance personnel.

*****100% Screening May Have A Way To Go** as air cargo shippers & forwarders say the industry still has a long way to go in screening shipments after meeting a government mandate to screen 100% of all cargo on U.S. passenger aircraft by Aug. 1, according to a report in The

Journal of Commerce. Industry shipping executives say they fear the growing demand during the fall shipping season will press the limits of screening capabilities in coming months, including the ability to keep up this brisk screening pace integral to the time-sensitive nature of most air shipments. "It's going to get much worse in the next few months," said Tom Lewandowski, manager of logistic operations for Geodis Global Solutions. "We may not even recognize a security delay versus a capacity delay."

*****Panalpina Takes Carrier Duty** as it has announced initiation of an additional own controlled air cargo service connecting Luxembourg with destinations such as South Africa, Dubai & Hong Kong. The service will also cover the transpacific route to Huntsville, complementing the freight forwarder's existing transatlantic air freight service called Dixie Jet. The new all-cargo service will be operated by Atlas Air using a Boeing 747-400. It will consist of key rotations, including Luxembourg to Johannesburg, South Africa; Luxembourg via Dubai to Hong Kong; as well as Hong Kong to Luxembourg and Hong Kong to Huntsville. For the service, Panalpina and Atlas have signed an ACMI (aircraft, crew, maintenance and insurance) lease agreement covering a multiyear period.

*****Benefits To The Break Away Province** as China's Ministry of Finance (MOF) has announced that Taiwanese airlines can enjoy a tax allowance on business & income generated from Taiwan's direct flights to China. The exemption is retroactive to June 25, 2009, according to a joint statement issued by the Chinese MOF and the State Administration of Taxation. Taiwanese airlines that have paid business tax on cross-strait direct flights from June 25, 2009 will receive a reduction in their total business revenue taxes, and those paid in income tax will then receive a refund in 2010. They may not know about the massive foreign aid from the UK & EU to China.

*****Break Away Carrier Moves To China** as China Airlines, Taiwan's largest carrier, is commencing all-cargo services between Taiwan's Taoyuan Airport and the mainland cities of Xiamen, Nanjing and Fuzhou this month to meet rising demand. The carrier has so far launched a weekly all-cargo flight between Taiwan & Xiamen in Fujian province. A similar service to Nanjing in Jiangsu province started on September 11.
http://en.wikipedia.org/wiki/China_Airlines

*****Dutch Airline Martinair Says Goodbye to Passengers** as it has confirmed to focus completely on air freight and discontinue passenger services at the end of 2011. Martinair, a subsidiary of KLM, said it decided to quit flying passengers after 53 years because it lacks the scale with just four 767s to remain profitable in the future. The shutdown of the charter passenger business will result in the loss of 600 jobs among Martinair's 1,800 employees. Martinair's cargo unit currently operates seven MD-11 freighters and four 747 extended range freighters which it inherited from KLM Cargo. The carrier carried 328,000 metric tons of freight from Amsterdam Schiphol airport to 31 destinations last year.

*****Dutch Airline Martinair Stung** as the U.S. Justice Dept. has charged an executive of cargo airline Martinair with conspiring to fix air cargo prices from 2001 through 2006. A grand jury in Atlanta has charged that Maria Christina Ullings, a senior VP for Martinair Holland N.V, "plotted to fix fuel surcharges and other prices for int'l air shipments between Jan. 2001 & Feb. 2006," the Associated Press reported Sept. 21. The charges are the latest development in a widespread probe into air cargo price fixing, with 17 airlines and eight executives having been charged in the Justice Department's ongoing investigation. Ullings could face 10 years in prison and a US\$1M fine.

*****Japan Airlines Leaves Forwarding & Cargo** as it is selling its entire 72% share of JAL Logistics Co. to Hamakyorex Co. Ltd., through a stock transfer as the air carrier continues to downsize through a state-run bankruptcy process. Hamakyorex is a Japanese 3rd-party logistics provider. JAL Logistics provides logistics service to internal customers within the JAL Group and outside firms. JAL has already divested other units, including its cargo handling and ground handling subsidiaries, and will shut down its dedicated freighter fleet by mid-fall.

*****Dubai's New Al Maktoum International Airport Opens**as it hoped to become a world center for air freight. Having been to the very spectacular "old" airport, your Editor questions why Dubai needs a "new" one. **McD**

[http://en.wikipedia.org/wiki/Al Maktoum International Airport](http://en.wikipedia.org/wiki/Al_Maktoum_International_Airport)
www.dwc.ae/dwc.html
www.almaktouminternationalairport.eu/

*****Sideral Air Cargo Plants Flag In Brazil** ... as it has become the latest cargo airline to commence operations in Brazil, after the start-up carrier took delivery of its first freighter. The Boeing 737-3S3 (SF) PR-SDL had been converted to carry freight by AEI-Aeronautical Engineers.

www.aeronautical-engineers.com/

*****Boeing Has Another Dreamliner Problem** as it parked one of its five 787 Dreamliner test jets on Sept. 15, while crews replace a Rolls-Royce Group PLC engine that experienced a power surge before takeoff. It's too soon to tell whether the 787's test schedule may be affected, Yvonne Leach, a Boeing spokeswoman, said today in a telephone interview. The surge occurred Sept. 10 before a flight in Roswell, New Mexico, and the crew wasn't in danger, she said. The 787's first delivery has been delayed six times in two years as Boeing grapples with new materials, parts shortages, redesign work and a greater reliance on suppliers. The latest postponement came Aug. 27, when Chicago-based Boeing said Rolls-Royce couldn't supply an engine needed to finish flight trials.

*****Sasol Succeeds On Fake Fuel** as the producer of synthetic fuels from coal & natural gas, has flown the world's first commercial aircraft powered exclusively by the company's fully synthetic jet fuel. Sasol claims its Coal to Liquids process is the world's only fully synthetic jet fuel to have received international approval as a commercial engine fuel producing emissions lower than those from crude oil due to its limited sulfur content. In 1998, Sasol became the 1st company to gain approval for the commercial use of a 50% synthetic jet fuel component, which was blended with petroleum kerosene. In 2008, int'l aviation fuel authorities approved Sasol's wholly synthetic jet fuel as Jet A-1 fuel for commercial use in all types of turbine aircraft.

<http://en.wikipedia.org/wiki/Sasol>

*****Volumes** >>> Chongqing Jiangbei Int'l Airport recorded a 14.9% increase in cargo volume to 6,320 tonnes and 25% increase in its value to US\$420M from January to July (Chongqing, a major southwestern Chinese city, has become a logistics hub for Chinese southwestern provinces including Sichuan, Yunnan & Guizhou.). >>> **Frankfurt** airport's freight traffic soared 18.4 percent in August from a year ago to an all time high for the month at 185,372 metric tons of freight. >>> Hong Kong's **Cathay Pacific & Dragonair** combined cargo and mail volume increased 13.1% to 149,009 tons in August year on year with a load factor of 72.7% load factor as available cargo tonne kilometre capacity rose 24.5%. >>> **Israel's** total cargo movements from Jan. to Aug. 2010 amounted to 204,829 tons, up from 174,836 tons a year earlier, representing an increase of 17.15%.

*****Budget Cut? -- Well. Just Fire The CEO** as a pilot for budget carrier Ryanair came up with a new money-saving idea this month after the firm suggested axing co-pilots on flights -- replace the airline's boss with a flight attendant. Captain Morgan Fischer, a senior pilot based in Marseilles, southern France, mounted the rare public challenge after the latest cost-cutting proposal from his boss, Michael O'Leary. The Irish airline's outspoken chief executive has generated headlines with a string of ideas that have cemented Ryanair's reputation as the leading no-frills carrier, from "fat taxes" to coin-operated toilets. But news that he is trying to persuade authorities to let his aircraft fly with just one pilot -- claiming that a flight attendant could do the job of a co-pilot if needed -- appears to have gone too far for some. "I would propose that Ryanair replace the chief executive with a probationary cabin crew member currently earning about US\$17,000 net a year," wrote the 41-year-old.

*** **"LAX Man"** as a man who was found dead with his hands tied behind his back & a bag over his head in a restroom at Los Angeles Int'l Airport apparently committed suicide, officials said

Sept. 15. The man, whose identity was not immediately released pending notification of family, had a history of mental illness and had attempted suicide earlier this month, Los Angeles police said. A cleaner found the body in a stall in a men's bathroom on the upper level of Terminal 3 around 7:45 a.m. Sept. Investigators determined the man had most likely taken his own life. While critics charge the frequency of cleaning airport restrooms at LAX is not frequent enough, there is no truth to rumors the deceased man was an Eastern Airlines pilot. OK, think about this one!

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

4. FF World Ocean Briefs

*****Volume Pull Back?.....** as carriers are planning to pull more ships from the Asia-Europe trade in anticipation of a flat peak season and falling freight rates, International Freighting Weekly (IFW) reports. In the lead up to the second half of the year, carriers signalled their intention of imposing peak season surcharges in the 3rd quarter, but few, if any, appear poised to make good on their threat.

******Slow Steaming By Half** as nearly half of all global containership capacity is engaged on services that are currently slow steaming, the maritime consultant Dynamar said Friday in its weekly Dynaliners newsletter. The newsletter said slow steaming has helped carriers integrate more than 2.2 million TEUs of new capacity this year, with 450,000 TEUs of that added capacity - - brought online through new vessel deliveries and the reactivation of idled ships -- offset by slow steaming.

*****Did The Carriers Over Expand Short Term?**as Transpac carriers have expanded capacity faster than the growth in cargo volume and this has led to a fall of transpacific freight rates for 11 weeks in a row, hitting a trough since May 7. The Shanghai Containerized Freight Index's (SCFI) average spot rate to the U.S. west coast declined 2.9% to US\$2,493 per FEU. as at Sept. 17 from the week before, reported Newark's Journal of Commerce. That was down US\$74 from the past week, marking the biggest contraction in the index this year. The Shanghai Shipping Exchange said the average spot rate for all-water service to the U.S. east coast also decreased \$68 or 2% to US\$3,959 per FEU as of Sept. 10. The Drewry Container Rate Benchmark, a measure compiled by Drewry Shipping Consultants, also shrunk 2.1% to US\$2,493 per FEU as at Sept. 20 from the previous week, recording the seventh consecutive decline in the Drewry index for shipments from Hong Kong to Los Angeles. This left the measure down US\$244 since August 1, when some carriers started to impose a peak season surcharge.

*****Did The Carriers Not Plan For Long Term?.....** as the container shipping industry could be headed for a shortfall in vessel capacity, according to an analysis released this week by Australia-based Macquarie Equities Research. The analysis predicts the shortfall due to shipping lines' reluctance to invest profits in the first half of 2010 in new vessel orders. "Based on our view that volumes will achieve minimum growth of 8% a year, we are potentially facing a shortage of capacity in 2012," said Vital Signs, the authors of the Macquarie report. "The order book as a percentage of the current fleet is approaching lows last seen in 2003, ahead of the last boom in containership profits. Due to solid deliveries year-to-date, the order book has fallen to 26.4% of the cellular fleet, from 36.1% in January, and a peak of 64.2% in Nov. 2007."

*****Are You Entitled To Puerto Rican Cabotage Funds?** as Shippers who moved cargo between the U.S. mainland and Puerto Rico in 2002 to 2008 are asked to decide whether to participate in class action settlements and share in cash payments from a US\$52M fund or have freight rates frozen for two years. A hearing by the U.S. District Court in the Hato Rey district of San Juan, Puerto Rico, to decide whether to approve the settlements is scheduled for Nov. 18. Shippers must decide by Nov. 15 whether they want to participate in the settlement. Settling defendants Horizon Lines, Crowley Maritime and Sea Star Line denied the overcharge allegations, but according to the notice "agreed to the settlements to avoid the cost and risk of a trial, and so that those allegedly affected can get benefits." In April, a fourth carrier, Trailer Bridge, was dismissed from the lawsuit, but their customers can also seek compensation under the

settlement agreement. An internet site explaining the settlements includes forms for shippers to fill out if they choose to participate, and a detailed notice explaining shipper's rights & options.

www.prcabotageantitrustlitigation.com/Documents.aspx

*****Top Ten Container Lines** as Alphaliner current rankings to Sept. 2010 are as follows

- 1) APM-Maersk, with 2,124,326 TEU capacity, was up 4%;
- 2) MSC, 1,752,229 TEU, up 28%;
- 3) CMA CGM, 1,168,395 TEU, up 21%;
- 4) Evergreen, 613,966 TEU, down 4%;
- 5) APL, 607,514 TEU, up 31%;
- 6) Hapag-Lloyd, 585,318 TEU, up 16%;
- 7) CSAV, 539,313 TEU, up 92%;
- 8) Cosco, 527,675 TEU, up 9%;
- 9) CSCL, 469,635 TEU, up 9%; and
- 10) Hanjin, 465,521 TEU, up 24%.

Read details of the entire top 100 lines:

www.alphaliner.com/top100/index.php

*****World's 3 Largest Container Shipping Companies - Allies Against Piracy** as CMA CGM, MSC and Maersk Line - have decided to cooperate in the fight against piracy in the Gulf of Aden and the Indian Ocean. The cooperation includes information exchange on safety measures, piracy policies and procedures, as well as coordination to ensure the issue is addressed with all relevant stakeholders. "Our first and foremost concern is the safety and security of our crews. Piracy continues to be a problem for the shipping industry and if we want to address it effectively, we as ship owners must cooperate", CMA CGM, MSC and Maersk Line said in a joint statement. "The root causes of this problem cannot be addressed overnight. Therefore, it is imperative that the naval forces have a strong and dynamic mandate to match the constantly changing situation in the area. It is also vital that the acts of piracy do not go unpunished, which is why appropriate legal frameworks for prosecuting pirates are needed", CMA CGM, MSC and Maersk Line said. CMA CGM, MSC and Maersk Line also support proposals for regional capacity building to address the issue, such as a regional coast guard & possible transit corridors to East Africa.

*****Problem: Pirates. Historic Solution: U.S. Marines** as on Sept. 9th, the 730-TEU German container [M/V Magellan Star](#), out of Bilbao bound for Singapore, seized by pirates off the north coast of Somalia, was retaken by ships from the anti-piracy patrol. The 11 man crew had shut the engines down and got to a safe room as the pirates boarded. Warships showed up shortly and convinced the pirates to leave, or be killed. This was done by sending a platoon of U.S. Marines to board the ship and convince the 9 pirates that "*resistance was futile*". The marine force was described as the Maritime Raid Force, a special group of U.S. Marines trained for boarding a vessel controlled by pirates, and quickly overcoming the pirates and rescuing the crew. The concept of having a Maritime Raid Force with a MEU (Marine Expeditionary Unit, a reinforced battalion) arose after the end of the Cold War (1991). MEUs travel on the carrier-like amphibious ships such as the [USS Belleau Wood](#) LHA-3 the U.S. Navy deploys all over the world, often in conjunction with a carrier task force.

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

[http://en.wikipedia.org/wiki/USS_Belleau_Wood_\(LHA-3\)](http://en.wikipedia.org/wiki/USS_Belleau_Wood_(LHA-3))

*****Carriers Demand Continued Antitrust Exemption** as the organization representing almost all of the world's biggest ocean carriers - the World Shipping Council (WSC) - has rejected calls for the block exemption from U.S. antitrust laws to be withdrawn for the container shipping industry. "Carriers have been working co-operatively with the Federal Maritime Commission and with shipper representatives in efforts to discuss how current contracting processes can be improved for all parties," said the WSC. The WSC's 29 members, which represent 90% of the global liner tonnage and carry 130 million TEU a year, declared they had returned from the brink of financial disaster in the 2009 global downturn and had made capital commitments that must be paid for. This comes after more than 30 shipper groups signed a letter to the U.S. House of Representatives Transportation & Infrastructure Committee pledging their "cooperation and support" for new legislation to end what they describe as "antiquated and inappropriate

exemption from our antitrust laws". Said the shipper lobby: "Congress must end the legalised cartels which are specifically allowed to engage in price fixing, cargo allocation among the carriers and even agreements to restrict capacity."

*****Road Roughens For Proposed Rotterdam Rules** as the Brazilian Maritime Law Assn. through its President Artur R. Carbone has issued a report which is said to conclude: It is not recommended at this time for Brazil to take any action to ratify and/or sign the proposed Rotterdam Rules. The Rotterdam Rules will enter into effect when 20 countries ratify that treaty. As of Sept. 3, 2010, there are 22 signatories to the treaty, but no nation has yet ratified it. The most recent country to sign the treaty was Luxembourg, which signed on Aug. 31, 2010. The aim of the controversial convention is to extend and modernize int'l rules already in existence and achieve uniformity of admiralty law in the field of maritime carriage, updating and/or replacing many provisions in U.S. COGSA, the Hague Rules, Hague-Visby Rules and Hamburg Rules.
http://en.wikipedia.org/wiki/Rotterdam_Rules

*****More Tax & Destroy To Sport Government Spending** as container taxes at the ports of Los Angeles and Long Beach could drive away 43% of imports to other ports, says a new study by the Southern California Assn. of Governments. A US\$100 container tax would drive away imports from the South Bay Ports - 10% in the short term & 23% over a longer term. A \$200 container fee would drive down imports 19% over the short term and 43% over the long term.
www.scag.ca.gov/

*****Human Error Or Poor Judgment?** as these factors aboard the 25,525-gross ton bulk carrier *M/V Khalijia 3* were the main cause of last month's collision with the 2,314-TEU *M/V MSC Chitra* (33,113 gross tons) in the Mumbai ship channel that closed India's biggest port for a week, according to India's Directorate of General Shipping. Many of the 250-400 containers on board the Mediterranean Shipping Company's *M/V MSC Chitra* which fell into the sea were lost & their owners could look to the owner of *M/V Khalijia 3* for the recovery of their shipments or compensation, reported London's Int'l Freight Weekly. Read the complete photo story:
www.cargolaw.com/2010nightmare_msc_chitra.html

*****Matson Extends Its Historic Roots** as it has launched an expanded version of its famous trans-Pacific China – Long Beach Express service, with calls at Hong Kong & Yantian. The carrier will use a second string of vessels to offer twice weekly service from Shanghai and weekly service from Hong Kong, Yantian, Xiamen and Ningbo to Long Beach. It also provides direct westbound service to Hong Kong, Shanghai and the Pearl River Delta.
www.matson.com/

*****UPS Introduces Push Button LCL** it has launched a new less-than-containerload ocean freight service, initially available between Japan and the United States. UPS said Preferred LCL Ocean Freight would combine its North American ground network with containerized ocean services to provide delivery from container freight stations in Japan to consignee's doors in the U.S. in 11 to 18 days, depending upon the destination. It said the service would be "up to 20% faster than other LCL services on the market."
www.ups.com/bussol?loc=en_US&viewID=productView&contentID=ct1_sol_sol_ocean_freight
www.ups-scs.com/transportation/lcl.html

*****L.A. Employee-Only Plan Will Be Implemented** as a Los Angeles federal judge has issued a final order that will allow the Port of Los Angeles to begin implementation of its employee-only clean trucks plan. The order was issued Sept. 10 by U.S. District Judge Christina Snyder. It formalizes her decision last month rejecting claims in a lawsuit by American Trucking Associations that the port's ban on independent drayage operators is unconstitutional. Attorneys for the American Trucking Assn. have filed formal notice they are appealing the ruling.

*****Tropical Shipping Expands Island Presence** as its parent company, Birdsall Inc., will acquire the assets of V.I. Cargo Services Inc. for an undisclosed sum. Tropical and Birdsall are subsidiaries of Illinois-based natural gas utility Nicor. V.I. Cargo is the leading non-vessel-

operating common carrier serving the island of St. Croix in the U.S. Virgin Islands, the sole market it has served since 1993.

www.vicargo.com/default.htm

*****Throughput >>>** Fuzhou New Port, a deep-water container terminal in southeast China's Fujian province, has handled more than 60,000 TEU in August, up 23% year on year. >>> Guangxi, an autonomous region in south China, recorded a throughput of 16.4 million tons in July, increase of 22.3% year on year. >>> **Hong Kong Marine Dept.** figure show the port handled 2.1 million TEU in August, an increase of 9.8% over the 1.9 million in August of last year. >>> Total volume of containers handled by state-owned major ports in **India** surged 10% to 3 million TEU in the 1st five months of fiscal 2010-11 ending Aug. 31, up from 2.8 million TEUs in the same period last year. >>> The combined exports of **Long Beach & Los Angeles** in the first 7 months of the year advanced 268,672 TEUs in 16% year-over-year growth with a decelerated July growth of 10.5%. While **Los Angeles** exports sequentially dropped 5.3% in July, **Long Beach** exports grew 8.7%. >>> Container volume at the **Port of Marseilles-Fos** rose 13% through August as the port handled 671,970 TEUs in the first 8 months of 2010, including a 43 % increase in intra-Mediterranean volumes. >>> **Port of New Orleans** overall cargo volume increased 6.6% year-to-date over last year, led by a 61% leap in container throughput to 207,115 TEU. >>> Port of Savannah handled during fiscal 2010a total of 24,288,789 in cargo tonnage, up 7.3% compared to the previous financial year; container cargo amounted to 2,637,743 TEU, up 9.7%; bulk tonnage fell 7.4% to 2,185,263; and breakbulk tonnage declined by 14.8% to 1,596,624 tons. >>> **Singapore's Maritime & Port Authority** reported an 6.6% increase in container movement in August, having handled 2.4 million TEU compared to 2.3 million TEU in August of last year.

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

1779 - **Captain John Paul Jones**, in **Continental Navy frigate Bonhomme Richard**, captures **HMS Serapis**. "Going In Harms Way."

1858 - **Sloop Niagara** departs Charleston, S.C., for Liberia with African slaves rescued from slave ship.

1918 - Ensign David S. Ingalls, in a Sopwith Camel, shoots down his 5th enemy aircraft, becoming the 1st U.S. Navy ace while flying with the British Royal Air Force.

1922 - Cmdr. Halsey Powell aboard **USS Edsall** (DD 219) became the senior officer directing the evacuation of 250,000 Greek refugees from Turkey after war between Greece & Turkey.

1923 - Asiatic Fleet completes mission of aiding earthquake victims in Japan.

1944 - **USS West Virginia** (BB 48) reaches Pearl Harbor & rejoins Pacific Fleet, marking end of the salvage & reconstruction of 18 ships damaged Dec. 7, 1941. Bravo Zulu!

1951 - In Operation Summit, the first combat helicopter landing in history, U.S. Marines were landed in Korea.

1960 - First nuclear-powered aircraft carrier, **USS Enterprise** (CVN 65), launched at Newport News, Va. Boldly going where no carrier had gone before.

*****It Was Coded In The Jeans** as the Royal Canadian Mounted Police (RCMP) in the Montreal suburb of LaSalle opened a shipping container on Sept. 8, and found nearly 7 tons of hashish wrapped in denim clothing in laptop-sized bricks in floor-to-ceiling stacks of cardboard boxes. RCMP said the seizure was the biggest the local drug detachment can remember, declining to put an exact dollar figure on the stash. But judging from a 2007 RCMP drug report, hashish was selling at C\$10 per gram, which would put the street value at or about C\$7 million (US\$6.8M).

*****Shame** as Hong Kong customs officers have seized 2 containers from Tanzania labelled "dried anchovies" at Tsing Yi container terminal that contained banned elephant tusks valued at US\$1.3M. Two men, age 46 & 48, have been arrested in connection with the seized 384 ivory tusks, weighing 1.55 tons, said the Ports and Maritime Command in a statement. If found guilty of importing unmanifested cargo in Hong Kong, the men face fines of up to US\$260,000 and 7 years in jail.

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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 Sept. 2010: "**Haystack Hits Needle**" M/V Timur Galaxy

www.cargolaw.com/2010nightmare_timur_galaxy.html

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

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

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>>>>>

Become an Associate Member of American Assn. of Railroads

www.aar.org/aboutaar/membership/joinaar.aspx

Boeing 747 Freighter Program Follows Course of Troubled 787

<http://articles.latimes.com/2010/sep/13/business/la-fi-boeing-20100913>

FAQs for Commodity Jurisdiction Requests

www.pmdtc.state.gov/commodity_jurisdiction/index.html

Free U.S. Domestic Bill of Lading Generator

www.eroutingguide.com/lading_calculator.php?page_id=20

Free U.S. Domestic Rate Calculator

www.eroutingguide.com/rate_calculator.php?page_id=9

New Anti-Pirate Weapon: Propeller Arresters From The Merchant Maritime Warfare Centre watch the video

www.mmwc.org/propeller_arresters.php#video

U.S. Census Bureau (Census) New training Videos For U.S. Export Compliance.
www.census.gov/foreign-trade/aes/exporttraining/videos/

U.S. Consumer Product Safety Commissionlaunch of a searchable database approaches
www.saferproducts.gov/

U.S. Customs 5 Step Supply Chain Security Risk Assessment
www.cbp.gov/xp/cgov/trade/cargo_security/ctpat/supply_chain/

White House Report Concerning The U.S. National Export Initiative (NEI)
www.whitehouse.gov/the-press-office/2010/09/16/white-house-releases-report-president-national-export-initiative

PRODUCTS>>>>>>>>

Managing Your Fleet On Inland Waterways

www.bargetracker.com/public/login.php

Maritime Jobs

www.maritimejobs.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

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/

2011 African Logistics SummitMarch 10-12, Int'l Conference Centre in Abuja, Nigeria.

www.afcala.org/index1.html

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

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

Forum: "Panama Canal Expansion: The Battle for Jobs and Cargo. Who Wins? Who Loses? Who Decides?" Cal State University, Long Beach, CA
www.metrans.org/pointcounterpoint/index.html

Freightbook Networking Weekend 6-7 Nov 2010, Turkey
www.freightbook.net/index.asp?upid=9

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

JAXPORT 2011 Logistics & Intermodal Conference March 21-23, 2011, Sawgrass Marriott, Ponte Vedra Beach, Florida
www.cvent.com/EVENTS/Info/Summary.aspx?e=dcfd9743-4c55-4a31-a122-b4f64da97848

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

TOC Americas 2010 9-11 Nov. 2010, Intercontinental Hotel, Rio De Janeiro, Brazil
www.worldcargonews.com/htm/ex20100720.431456.htm

[Free Webinars](#)>>>>>>>>>>

Transportation Payment Webinar: A Group Exercise Tues., Oct. 5, 2010, 10:00 a.m. - 11:00 a.m. Central Time (11:00 - New York, 16:00 - London)
www.cvent.com/EVENTS/Info/Summary.aspx?e=a9e634d8-283d-453b-a8fe-f284a60fb2c9

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

Star Walk - 5 stars astronomy guide, the one from the T.V. commercials

World Factbook listed under "atlas" - free, relevant, finger tip info on where you do business

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

The New U.S. KC-45 Tanker
www.kc45now.com/index/

Dead Whale Found On Cargo Ship Bow At Port of Oakland - photo & video
www.insidebayarea.com/oaklandtribune/localnews/ci_16092440?source=rss

'Get-Out-of-Jail-Free'? - Prepaid Traffic Ticket Vouchers no joke!
www.prepaidtraffictickets.com/

GrandLuxe Rail Journeys Closes Up Shop
www.luxist.com/2008/08/30/grandluxe-rail-journeys-closes-up-shop/
www.firstclasstouring.com/index.php/Table/Grand-Luxe-Rail-Journies/

The History of Navy Grog
<http://maritimeprofessional.com/Blogs/Maritime-Musings/September-2010/Grog.aspx>

M/Y Emerald Isleoriginally US\$7M, now US\$2.2M
www.yachtauctiongroup.com/upcoming.html

Oshkosh Air Show 2010 Salute to Veterans what a video!
<http://marcbrecy.perso.neuf.fr/Oshkosh.html>

R3-D2 Vacuum Cleaner
www.coollest-gadgets.com/20100925/r2d2-vacuum-cleaner/

Red Arrows Trade Their Airplanes For Vespas!
<http://dl.dropbox.com/u/5644006/Red%20Arrows%20Vespa%20Scooter%20LEJOG.mp4>

See-Through Planes of Airbus With Completely Transparent Fuselage
www.ibtimes.com/articles/63749/20100920/airbus-invisible-plane-aviation-see-through.htm

Transport Related Blast Videos continue through all commercials as show continues
<http://news.yahoo.com/video/odd-15749658/22061918>

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OUR "E" Section: The Forwarder/Broker World***

7. New U.S. Transport Related Legal Cases _____

Songer v. Dillon Resources, Inc.

U.S. 5th Circuit Court of Appeals
Sept. 5 2010, Case No. 09-10803

U.S. Domestic Trucking: Plaintiffs-Appellants, truck drivers who operate commercial trucks, sued Defendants-Appellees Dillon Resources, Inc., Sunset Logistics, and Sunset Ennis in Texas state court for unpaid overtime under the Fair Labor Standards Act (FLSA), 29 U.S.C. § 207(a). Both sides moved for summary judgment as to whether the FLSA motor carrier exemption, 29 U.S.C. § 213(b), applies to Defendants. The district court granted Defendants' motion, denied Plaintiffs' motion, and dismissed Plaintiffs' claims with prejudice. The Appeals Court affirmed.

1. The Case Facts

Plaintiffs-Appellants are truck drivers who operate commercial trucks to haul materials to and from mines and quarries. Defendant-Appellee Dillon Resources, Inc. is a licensed staff leasing company who hires truck drivers and assigns them to work for trucking company clients. Defendant-Appellee Sunset Ennis is an interstate trucking company based in Waxahachie, Texas. Defendant-Appellee Sunset Logistics, based in Fort Worth, Texas, is a logistical support company to other third-party trucking companies, including Sunset Ennis, and engages in some trucking operations.

2. The Relationship Between the Defendants

Dillon maintains staff leasing agreements with Sunset Logistics and Sunset Ennis (collectively, "the Sunset companies"). Under the agreements' terms, Dillon and the trucking companies share responsibility for the truck drivers and consider themselves joint employers of the drivers. The Sunset companies are responsible for the day-to-day supervision of and liability for the drivers and for recruiting, qualifying, training, disciplining, and terminating drivers assigned to them.

Dillon reserves the right of direction and control over drivers assigned to the Sunset companies. It is responsible primarily for the payment of wages and payroll taxes and retains the right to hire, fire, discipline, and reassign drivers. Dillon is compensated by clients such as the Sunset companies for recruiting and providing qualified drivers.

3. *Defendants' Trucking Operations*

Sunset Logistics and Sunset Ennis are authorized by the U.S. Dept. of Transportation (DOT) Federal Motor Carrier Safety Administration as common carriers of property by motor vehicle in interstate or foreign commerce. Sunset Logistics, on its own behalf and on behalf of Sunset Ennis, solicited and received interstate work from its customers.

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

The Cargo Letter Correspondents:

Michael S. **McDaniel** Esq, Editor (Countryman & McDaniel)
Christoph M. Wahner, Esq. (Countryman & McDaniel) **Daily Vessel Casualties**
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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>>>>>www.cargolaw.com/cl-archives.php<<<<<<

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