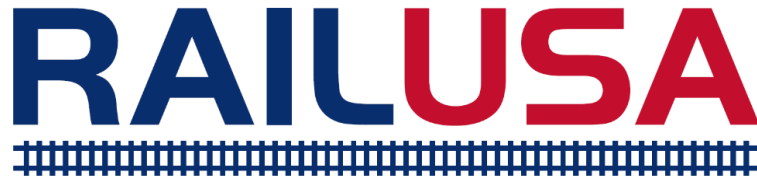


RailUSA, LLC



NOTICE OF CHANGES TO RUSA 8100 EFFECTIVE JUNE 10, 2022

Updates to existing Items:

ITEM 25 GLOSSARY OF TERMS

Current Language

SIDETRACK: Privately owned tracks that connect to Customer facilities. Most customers facilities are accessed via Sidetracks. In the absence of a private sidetrack agreement or track lease, the following terms and conditions governs the use of the Sidetracks.

ACCESS RIGHT: When a Customer orders or accepts a shipment, they are representing that they own or have the right to grant RailUSA and its subsidiaries access to the Sidetrack(s) and property leading to and withing the Customer facility. This allows RailUSA and its subsidiaries to proceed unimpeded over Sidetracks.

- The Railroad will use the Sidetrack(s) to deliver any railcar directed to the Customer's facility by a valid Shipping Instruction

MAINTENANCE: Customers must, at their own expense, inspect, maintain, and renew Sidetracks consistent with normal operations, and in accordance with:

- The Federal Railroad Administration's Track Safety Standards (49 C.F.R. Part 213)
- Railroad Worker Safety Regulations (29 C.F.R. Part 214)

In addition, Customers must keep Sidetracks free from debris, weeds, potholes, excavations, ice, snow, temporary or permanent structures and poles, and any other obstructions (i.e. parked vehicles).

New Language

SIDETRACK: Privately owned tracks that connect to Customer facilities. Most customers facilities are accessed via Sidetracks. In the absence of a private sidetrack agreement or track lease, the following terms and conditions governs the use of the Sidetracks.

ACCESS RIGHT: When a Customer orders or accepts a shipment, they are representing that they own or have the right to grant RailUSA and its subsidiaries access to the Sidetrack(s) and property leading to and withing the Customer facility. This allows RailUSA and its subsidiaries to proceed unimpeded over Sidetracks.

FREIGHT TARIFF RUSA 8100 FOR ACCESSORIAL SERVICES AND PRICES

- The Railroad will use the Sidetrack(s) to deliver any railcar directed to the Customer's facility by a valid Shipping Instruction

MAINTENANCE: Customers must, at their own expense, inspect, maintain, and renew Sidetracks consistent with normal operations, and in accordance with:

- The Federal Railroad Administration's Track Safety Standards (49 C.F.R. Part 213)
- Railroad Worker Safety Regulations (29 C.F.R. Part 214)

In addition, Customers must keep Sidetracks free from debris, weeds, potholes, excavations, ice, snow, temporary or permanent structures and poles, and any other obstructions (i.e. parked vehicles).

MONTHLY SIDETRACK INSPECTIONS: In order to maintain safe working conditions for railroad and customer employees, The Federal Railroad Administration (FRA) Track Safety Standard (49 CFR Part 213) states that all "other than main track" must be inspected by a qualified inspector on a monthly basis with at least 20 calendar days between inspections. Customer tracks are included in this category and must be inspected and maintained according to these standards at their own expense.

Inspections may be completed by a qualified independent contractor or by RailUSA track inspectors under the terms and fees of a separate, private agreement. If performed by RailUSA, the customer will receive a copy of the inspection report in compliance with FRA guidelines for their records.

If inspections are performed by a qualified independent contractor (other than RailUSA) and inspection reports are not filed with RailUSA in a timely manner, the RUSA8100 "Monthly Sidetrack Inspection" tariff charge will apply.

Monthly inspection reports must be on file with local RailUSA management for freight service to be provided. Failure to properly inspect and maintain track can result in suspension of service. Failure to file inspection reports to RailUSA will default to RailUSA completing the inspections at the then current RUSA8100 "Monthly Sidetrack Inspection" tariff rate.

Periodically, RailUSA personnel will also inspect customer tracks to ensure they remain compliant with FRA standards. These inspections are done at the discretion of RailUSA for the safety of its crews and equipment and are not to be deemed an official FRA inspection unless contracted by the customer to act as such.

RailUSA additionally offers to provide routine maintenance and repair services on customer track. If repairs are deemed necessary after the completion of a monthly inspection, RailUSA will confirm with customer that customer desires repair to be completed by RailUSA personnel prior to commencement of work. After authorization is granted, RailUSA will complete repairs in most efficient manner possible and submit an itemized invoice to customer for payment.

FREIGHT TARIFF RUSA 8100 FOR ACCESSORIAL SERVICES AND PRICES

ITEM 50 QUICK LIST OF ACCESSORIAL CHARGES

Current Rate

CHARGE ITEM	RATE	UOM
Monthly Sidetrack Inspection	\$150.00	per month, per industry location

New Rate

CHARGE ITEM	RATE	UOM
Monthly Sidetrack Inspection	\$500.00	per month, per industry location

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