

TARIFF ODFL 100 – O

Revised 3/2/2020

ITEM 501 – DETENTION – TRAILER WITHOUT TRACTOR (DROPPED OR SPOTTED TRAILERS)

This item applies when Carrier's vehicles without tractors or drivers are delayed or detained on the premises of consignor, consignee, or on other premises designated by them, or as close thereto as conditions will permit, subject to the following provisions:

1. GENERAL PROVISIONS:

- a. "Spotting " or "dropping" means the placing of a vehicle at a specific site designated by a consignor, consignee or their representative, detaching the trailer from the tractor and leaving the trailer, without the tractor, in full possession of the consignor, consignee or their representative, unattended by Carrier's employee. When Carrier's loaded or empty trailers are spotted (dropped) at a consignor's or consignee's designated premises, loading or unloading must be performed by the consignor, consignee or their representative. When Carrier's employee assists in loading, unloading or checking or is required to remain with the vehicle, provisions governing a vehicle WITH TRACTORS will apply (See Item 502 of this Tariff).
- b. When trailers are spotted for loading the notation "Shipper Load and Count" must be noted on the bill of lading for each shipment loaded on that trailer.
- c. Carrier's responsibility for safeguarding shipments on trailers spotted for loading or unloading shall begin when Carrier takes possession of a loaded trailer and shall end when a loaded trailer is spotted on the site designated by the consignee.
- d. After expiration of free time as provided in part 3, charges will be assessed as provided in part 4.
- e. The charges provided in this item will be assessed against the payor of the freight charges unless payment has been guaranteed to the satisfaction of Carrier by the consignor, consignee or a third party.
- f. Nothing in this item shall require Carrier to pick up or deliver spotted trailers at hours other than Carrier's normal business hours. This shall not be construed as a restriction on Carrier's ability to pick up or deliver spotted trailers at hours other than its normal business hours.
- g. The consignor, consignee or their representative will not be exempt from the provisions of this item when, because of a strike by their employees, it is not possible for them to make available a spotted, loaded or empty, trailer for movement by Carrier.

2. COMPUTATION OF TIME:

- a. The computation of time will begin at the time the trailer is spotted at the premises of the consignor for loading or at the premises of the consignee for unloading. The computation of time will end when the consignor, consignee or their representative notifies Carrier that loading or unloading has been completed and the trailer is available for pickup.
- b. If a spotted trailer is changed to a vehicle WITH TRACTOR (See Item 502 of this Tariff) at the request of the consignor or consignee or their representative and the change is requested and made before the expiration of free time for a spotted trailer, free time will end immediately and detention charges for a vehicle WITH TRACTOR will begin to accrue with no further free time. If the change is requested and made after expiration of the free time for a spotted trailer has expired, the vehicle will be subject to accrued charges for detention of a spotted trailer and charges for detention of a vehicle WITH TRACTOR will begin to accrue immediately with no further free time.
- c. If Carrier has entered into a prearranged schedule for spotting a trailer and Carrier's trailer arrives after the scheduled time, the computation of time will begin at the actual time the trailer is spotted. If the trailer arrives prior to the scheduled time, the computation of time will begin at the scheduled time or at the time the trailer is actually spotted, whichever happens first.

3. FREE TIME:

- a. Spotted trailers will be allowed 24 consecutive hours of free time for loading or unloading.
- b. Free time shall not begin on a Saturday, Sunday, or holiday as described in Paragraph 7 of Item 110 in this Tariff, but will begin at 8:00 a.m. on the next following business day.
- c. When any portion of the free time extends into a Saturday, Sunday, or holiday, the computation of time shall cease at 12:00 midnight of the business day prior to that Saturday, Sunday or holiday, and will resume at 12:01 a.m. on the next following business day.

4. DETENTION CHARGES:

- a. The charges for the delay of each vehicle beyond the free time will be:
\$120.00 per 24 hour period.
- b. When Carrier's employee is delayed for more than 60 minutes when picking up a loaded or empty trailer, detention charges for a vehicle WITH TRACTOR (See Item 502) will accrue from the time the employee arrives until the time the pickup has been completed.

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- c. When there is more than one payor, charges will be prorated on the basis of the weight of each individual shipment.