

NORFOLK SOUTHERN RAILWAY COMPANY

**VISION: BE THE SAFEST, MOST CUSTOMER-FOCUSED
AND SUCCESSFUL TRANSPORTATION COMPANY IN THE WORLD**

**NS CONDITIONS OF CARRIAGE #1-E
CANCELS
NS CONDITIONS OF CARRIAGE #1-D**

**- TERMS AND CONDITIONS -
FOR
RAIL TRANSPORTATION OF COMMODITIES
MOVING IN INTERSTATE AND INTRASTATE COMMERCE
VIA
NORFOLK SOUTHERN RAILWAY AND ITS AFFILIATED LINES SHOWN HEREIN**

EFFECTIVE JUNE 1, 2003

Issued By
PRICING SERVICES – NORFOLK SOUTHERN CORPORATION
Three Commercial Place
Norfolk, VA 23510

NORFOLK SOUTHERN RAILWAY COMPANY

CHECK SHEET OF EFFECTIVE PAGES

ALL PAGES CONTAINED IN THIS DOCUMENT ARE LISTED
CONSECUTIVELY BY PAGE NUMBER AND REVISION NUMBER.
"0" IN THE REVISION COLUMN INDICATES ORIGINAL PAGE

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- # - Change
- + - Addition
- ▲ - Change in wording, which results in neither increase nor reduction in charges.

EFFECTIVE OCTOBER 1, 2017

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SECTION 1
RULES

▲ **RULE 290 – LOSS OF AND DAMAGE TO SHIPMENTS** (Continued)

- + (d) NS will not be liable for loss, damage, or delay caused by:
- an act of God
 - a public enemy, terrorism, or cyber-attack
 - the authority of law
 - riots
 - strikes
 - acts of civil disobedience
 - an inherent quality or characteristic in the commodity
 - natural shrinkage
 - an act or default of Shipper, consignor, consignee, owner, or any contracting party, including but not limited to, the failure of the Shipper or any other party to properly block or brace the lading; or the stoppage and holding in transit of lading at the request of the shipper, consignor, consignee, owner, or any contracting party.

(e) NS'S liability will not extend beyond the actual physical loss or damage to the cargo itself, including any costs reasonably incurred in efforts to mitigate the loss or damage.

(f) In no event shall NS be liable for any incidental, special, indirect or consequential damages whatsoever (including but not limited to lost profits, business interruption expenses and shipper or consignee's liability to their own customers for liquidated damages or other damages) arising out of or related to the services provided under these Conditions of Carriage, even if advised of the possibility of such damages.

(g) NS does not make any representations as to the suitability of cargo for rail transportation. The Shipper acknowledges also that there are significant forces exerted on the cargo in rail transportation that may require additional packing measures for the cargo to move safely.

(Continued on following page)

+ - Addition

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