

# **GUARANTEED AM SERVICE (GAS) RULES TARIFF**

## **DEFINITIONS:**

**GUARANTEED AM SERVICE, hereby referred to as GAS;** applies only during "business hours" on "business days", excluding "holidays"

- "Business days" – means each day Monday through Friday excluding holidays
- "Business hours" – means that time during which operations are generally conducted by the carrier at the point where the service is performed
- "Holiday" – means New Years Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day or any other day generally observed as a holiday by the carrier. When a holiday falls on a Sunday, the following Monday will be considered the holiday.

## **RESTRICTED COMMODITIES:**

GAS shipments will NOT apply on shipments of the following commodities:

- Perishable goods
- Prohibited or restricted articles

## **RESTRICTED PICK UPS AND DELIVERIES:**

GAS will NOT apply on shipments requiring delivery or pick-ups at the following:

- Any non direct, partner or interline points
- Any island or location involving ferry or agent
- Any shipment when the ultimate Consignee is located more than 500 miles from the shipper
- Convention Center or Exhibition Centers
- Fairs or traveling shows
- Private Residences
- Self Storage warehouses
- Food, Grocery or Distribution warehouse
- Any location requiring a delivery appointment
- Shipments tendered to Land Air Express after 5:00pm

If carrier inadvertently accepts shipments subject to the restrictions noted herein and a service failure occurs, carrier

shall remove all GAS charges from the customers invoice and apply otherwise applicable LTL charges. Normal LTL charges that are otherwise applicable will not be waived on shipment.

### **RESTRICTED SERVICES:**

GAS will NOT apply on Shipments requiring the following services:

- Appointment deliveries
- Collect on Delivery (C.O.D.)
- In Bond shipments

### **FORCE MAJEURE:**

GAS services described herein will become void when conditions beyond carriers control and without fault or negligence arise, including; acts of God or the public enemy, fire or explosion, flood, actions of the elements, war, riots, embargoes, quarantine, strike, lockouts, disputes with workmen or other labor disturbances, acts or requests of any government authority, data communications or hardware failures beyond carriers control.

### **SERVICE GUARANTEES:**

GAS shipments will be delivered by 12:00pm local time the following business day after the shipment is tendered to Land Air Express upon request by the consignor, consignee or payer subject to the charges, rules and restrictions contained in this tariff. The party requesting this service may request service in any of the following ways:

- Call Land Air Express at 800-639-3095 prior to tendering the shipment to Land Air Express or your local Land Air Express terminal
- CLEARLY indicate "GUARANTEED AM SERVICE" in the body of your bill of lading or shipping documents that are tendered to the driver at time of pick up
- Call the Land Air Express quote line at 800-639-3095 Ext 216 prior to shipment being tendered to Land Air Express

Shipments requiring delivery prior to 12:00pm will require additional charges not specified in this document. Such requests must be communicated verbally to Land Air Express in advance

of shipment being tendered to Land Air Express. Rates for such services can be obtained through the Land Air Express quote line at 800-639-3095 Ext. 216, additional charges will be added to the already applicable LTL freight charges. Written requests made for earlier than 12pm delivery time will not be honored without prior verbal communication to Land Air Express. Such instances lacking verbal communication will be handled in accordance with the rules stated herein and shipments will be handled under the rules and tariffs stated herein and Land Air Express will guarantee shipment prior to 12pm.

### **CHARGES:**

Shipments moving under the provisions of this tariff will be subject to a surcharge of thirty percent (30%) applied to the otherwise applicable LTL net revenue or thirty percent (30%) applied to the otherwise applicable Minimum Charge Floor, subject to an absolute minimum Surcharge of \$40.00 per shipment. Applicable Fuel Surcharge will be added to the applicable LTL net revenue AND to GAS surcharge.

### **CANCELLATION OF FREIGHT CHARGES FOR SERVICE FAILURE:**

If customer communicates with Land Air Express within 10 days of failure to perform and requests a refund or, customer may apply within 10 days of delivery for cancellation of freight charges if freight bill is unpaid. Then, Land Air Express will investigate the claim and refund paid charges or cancel unpaid freight bill related to GAS specific shipment if failure was not due to conditions outlined in rules.