

# FUEL SURCHARGE AGREEMENT

In consideration of the provisions contained in this Agreement, the parties hereto establish the following fuel surcharge to apply in addition to normal rates for transportation services as addressed in either existing tariff or contract form.

On all loads shipped on or after \_\_\_\_\_, total line haul charges as shown on the freight bill will be increased according to the schedule outlined below, with said surcharge amount shown as a separate line item on the freight invoice. The fuel price per gallon will be determined by the Department of Energy Diesel Fuel Hotline (202-586-6966) as reported weekly and related increases will be effective from Tuesday through the following Monday. Percentages are not cumulative. This schedule is effective August 1<sup>st</sup>, 2007.

When the D.O.E. U.S. National  
Average On-Highway Diesel Price Is:

Is:		Will Be:	
Diesel Fuel Index	FSC	Diesel Fuel Index	FSC
\$1.15 - \$1.24	1%	\$3.05 - \$3.14	20%
\$1.25 - \$1.34	2%	\$3.15 - \$3.24	21%
\$1.35 - \$1.44	3%	\$3.25 - \$3.34	22%
\$1.45 - \$1.54	4%	\$3.35 - \$3.44	23%
\$1.55 - \$1.64	5%	\$3.45 - \$3.54	24%
\$1.65 - \$1.74	6%	\$3.55 - \$3.64	25%
\$1.75 - \$1.84	7%	\$3.65 - \$3.74	26%
\$1.85 - \$1.94	8%	\$3.75 - \$3.84	27%
\$1.95 - \$2.04	9%	\$3.85 - \$3.94	28%
\$2.05 - \$2.14	10%	\$3.95 - \$4.04	29%
\$2.15 - \$2.24	11%	\$4.05 - \$4.14	30%
\$2.25 - \$2.34	12%	\$4.15 - \$4.24	31%
\$2.35 - \$2.44	13%	\$4.25 - \$4.34	32%
\$2.45 - \$2.54	14%	\$4.35 - \$4.44	33%
\$2.55 - \$2.64	15%	\$4.45 - \$4.54	34%
\$2.65 - \$2.74	16%	\$4.55 - \$4.64	35%
\$2.75 - \$2.84	17%	\$4.65 - \$4.74	36%
\$2.85 - \$2.94	18%	\$4.75 - \$4.84	37%
\$2.95 - \$3.04	19%	\$4.85 - \$4.94	38%

Note: When the fuel cost is \$4.95 per gallon or higher, the adjustment shall be 1% for each \$0.10 cents change in fuel cost per gallon.

This surcharge will be adjusted up or down on a weekly basis and will be cancelled immediately upon imposition of a federal surcharge by the Department of Energy or by written notice of the Shipper to Carrier.

The increase applies to linehaul charges only and will not be assessed against accessorial charges unless the charge relates directly to the consumption of fuel.

**CUSTOMER NAME:**

**LIZMARK TRANSPORT SERVICES, INC.**

\_\_\_\_\_

BY: \_\_\_\_\_

DATE: \_\_\_\_\_

BY:  \_\_\_\_\_

DATE: 8-15-07