

Illinois Movers Tariff Bureau, Inc.

## Rules of Rate and Tariff Procedures

### SECTION I. GENERAL

Each member individually shall fix and determine its own tariff rates, rules, and regulations; and neither the Board of Directors, nor any officer, director, committee, agent, or employee of this Bureau shall have the authority to fix, publish, limit, modify, amend, or revise any rule, regulation, rate, or practice for the account of any member of the Bureau, except at the direction of each member.

Notwithstanding individual members' rights, the Bureau retains the right to limit contents of a particular tariff.

### SECTION II. TARIFF COMMITTEE

A. The membership of the Tariff Committee will be as specified in Article IV, Section 5, of the Bylaws of the Illinois Movers Tariff Bureau, Inc.

B. The representation (i.e., primary/alternate) of each rate tariff will have only one (1) vote. Voting must be done personally (no proxy); but, if necessary, may be taken via telephone by the Committee Chairman. Any three (3) voting representations will constitute a quorum, with a simple majority vote deciding an issue.

C. The Bureau President shall serve as Chairman and will vote only if necessary to break a tie vote.

D. Notice of hearings before the Tariff Committee, open to all interested parties, shall be announced in a docket bulletin. Said hearing will be held not less than ten (10) days from the mailing date of said docket bulletin. At said hearing, any interested party may present pertinent evidence or testimony.

### SECTION III. TARIFF PUBLICATIONS

#### A. BUREAU TARIFFS:

1. The Bureau, at its expense, shall publish and file, in conformance and compliance with the procedures and regulations required by the Illinois Commerce Commission, the following tariffs:

- a) Rules and Regulations.
- b) Mileage Guide.
- c) Rates (naming rates and accessorial charges for the transportation and handling of household goods, as defined by the Illinois Commerce Commission).
- d) Participating Carriers.
- e) Any other tariffs as necessary to provide for members a complete tariff service as determined by the Tariff Committee.

2. Copies of Bureau tariffs will be provided, for a fee, to participants and subscribers.

#### B. INDIVIDUAL TARIFFS:

The Bureau, *NOT at its own expense*, shall publish and file, in conformance and compliance with the procedures and regulations required by the Illinois Commerce Commission, individual rate tariffs naming rates and charges for the transportation and handling of household goods, as defined by the Illinois Commerce Commission.

Such tariffs shall be published and filed only in the name of and at the expense of the individual Bureau member. The Executive Director shall issue a docket bulletin announcing the publication of said individual tariff, and unless the publication coincides with a regularly scheduled docket bulletin, the individual Bureau member agrees to pay the publication costs for the docket bulletin and any affected Bureau tariffs in addition to the publication costs of the new individual tariff.

### SECTION IV. NUMBERING TARIFFS

1. Unless otherwise directed by the Ill.C.C., tariffs published by the Illinois Movers Tariff Bureau, Inc. will be designated by number as follows, with each subsequent reissue adopting the next successive letter suffix:

- a) The Mileage Guide Tariff will be in the tariff number 2 series.
- b) The Participating Carrier Tariff will be in the tariff number 10 series.
- c) The Rules and Regulations Tariff will be in the tariff number 14 series.
- d) The Rate Tariffs, as they are initiated, will adopt the next successive number.

2. Individual tariffs issued in the name of the carrier will be numbered in accordance with the requirements of the Illinois Commerce Commission.

### SECTION V. DOCKET BULLETIN

It shall be the duty of the Bureau to inform Bureau members of all proposed changes in rates, rules, regulations, or practices as they pertain to Bureau tariffs (covering the transportation and handling of household goods, as defined by the Illinois Commerce Commission, or any other Bureau tariffs). Such will be accomplished by the publication of a docket bulletin, which shall contain a clear and concise statement outlining:

1. Tariff proposals;
2. Objections to tariff proposals;

3. Hearing dates before the Tariff Committee;
4. The final recommendation of the Tariff Committee concerning tariff proposals and objections addressed at a hearing;
5. Independent Action;
6. Individual tariffs to be published by the Bureau;
7. Any pertinent matter of possible interest to Bureau members.

## SECTION VI. TARIFF PROPOSALS

Any member of the Bureau, or any shipper or receiver of household goods by motor vehicle, may submit in writing to the Bureau at its principal office a proposal for the initiation, change, amendment, or supplement to any rate, rule, regulation, or practice governing the transportation of property as published or to be published in a Bureau tariff. Such proposals will be received and handled by the Bureau as hereinafter provided:

*A. PROPOSALS:* Based upon the need two (2) docket bulletins per year will be published and mailed to each Bureau member. The exact closing date for proposals to be included in each docket bulletin will be announced in advance by the Bureau. Each docket bulletin will contain a complete abstract of tariff proposals and requests for independent action received since the preceding docket bulletin was published. Any proposals received too late to be included in a specifically scheduled docket bulletin will be held until the next regularly scheduled docket bulletin. Anyone who wishes "expedited service" shall pay the publication costs (See Section VII).

*EXCEPTION:* docket bulletins may be published at other times as deemed necessary the Tariff Committee or Bureau President.

*B. RESPONSE:* A period of fifteen (15) days following the mailing of the docket bulletin, containing an abstract of the tariff proposal, will be allowed for written objections or requests for identical independent action ("me too"). Requests for identical action will not require further notice to the membership prior to publication in the tariffs; however, no new tariff proposals will be considered during that time. Any new proposals will be held until the next docket bulletin cycle unless the member agrees to pay for "expedited service".

If no objections are received, the proposal will be considered acceptable; and the proposed change will be published in the appropriate Bureau tariff(s).

### C. OBJECTIONS:

1. Objections may be made only to tariff proposals affecting more than one Bureau member.
2. When the fifteen-day period for filing objections has expired, the Executive Director shall cause an abstract of any objections to be published in a docket bulletin. Bureau members will then have fifteen (15) days to advise the Bureau office what they want for their individual account; i.e., the docketed tariff proposal (as independent action) or to maintain the current tariff provision (no change).

Bureau members who fail to reply, in writing, within said fifteen days, to such inquiry respecting a tariff to which they are a party, shall be presumed to have instructed that the originally docketed proposal be published for their account. Depending upon the circumstance, the Bureau may require the member to be moved to another tariff to accommodate his request.

## SECTION VII. INDEPENDENT ACTION

1. The rules and procedures as hereinbefore described shall not prohibit any individual Bureau member from taking independent action in Bureau tariffs (See Section I).
2. Unless the independent action coincides with the regular docket bulletin cycle, the Bureau member will agree to pay the publication costs of a special docket bulletin plus the publication costs of the affected tariff pages.
3. Bureau members agree to reimburse the Bureau for all individual expenses incurred ("per page" cost) in maintaining their individual listing in the Participating Carrier Tariff, whenever changes occur. Across the board changes affecting all participants in the Participating Carriers Tariff will be assumed by the Bureau.
4. Bureau members who propose tariff changes causing the creation of new schedules within Bureau tariffs agree to reimburse the Bureau for expenses incurred in creating the new schedule (i.e., the "per page" cost). Further, the Bureau member initiating the change will bear sole responsibility for payment. Subsequent members who "me too" the proposal will not be charged, unless such request does not coincide with a pre-scheduled docket bulletin cycle.

Original 1970 1st Rev. 1977 2nd Rev. 1980 3rd Rev. 1981 4th Rev. 1987 5th Rev. 1988
--