

<b>Transportation Cases</b>	<b>Legal Issue</b>	<b>Issue Date</b>
Transport Factoring Associates v. Textron Financial Corp.	18 month limit to recover unpaid freight charges	Summer, 2006
Bowersmith v. United Parcel Service, Inc.	Attorney sanctions	Summer, 2006
Campbell v. Allied Van Lines	Attorneys' fees award to HH goods shipper	Autumn, 2005
KPX, L.L.C. v. Transgroup Worldwide Logistics, Inc.	Attorneys' fees awarded	Summer, 2006
Yakubu v. Atlas Van Lines	Binding vs. Non-binding: estimates	Spring, 2005
M. Fortunoff of Westbury v. Peerless Insurance Co.	BMC-32 - Contract and/or Common carriage	Winter, 2006
M. Fortunoff of Westbury v. Peerless Insurance Co.	BMC-32 - Requirement & coverage only to common carriage	Winter, 2006
M. Fortunoff of Westbury v. Peerless Insurance Co.	BMC-32 - Cargo insurance endorsement	Summer, 2006
Edwards Bros. v. Overdrive Logistics	Breach of Broker Contract	Feb., 2004
Hewlett-Packard v. Brother's Trucking Enterprises	Broker liability	Autumn, 2005
Roadmaster (USA) Corp. v. Calmodal Freight Systems, Inc.	Broker liability	Winter, 2006
Schramm v. Foster	Broker liability	Winter, 2005
Jason York v. Day Transfer	Broker/carrier liability	Autumn, 2005
A.I.G. Uruguay, S.A. v. AAA Cooper	Burden of proof	Nov., 2003
Abro v. FedEx	C.O.D.	Feb., 2004
Circle Redmont v. Mercer Transport	C.O.D.	Feb., 2002
Berlanga v. Terrier Transportation	Carmack	Feb., 2004
Celadon Trucking v. Titan Textile	Carmack	June, 2004
Great American Ins. Agency v. UPS	Carmack	June, 2004
Hoskins v. Bekins Van Lines	Carmack	Nov., 2003
Kellwood Co. v. Overnite Transportation	Carmack	Feb., 2002
Travelers Indemnity v. Schneider Specialized Carriers	Carmack may apply to contract carriage	Spring, 2005
Travelers Indemnity v. The Vessel Sam Houston	Carmack may apply to contract carriage	Feb., 2002
Accu-Spec Electronic Svcs. v. Central Transport Intl.	Carrier claim on Freight Forwarder shipment	Winter, 2006
Delta Research v. EMS, Inc.	Carrier, Forwarder or Broker?	Autumn, 2005
Mach Mold Inc. v. Clover Associates, Inc. et al	Carrier liability	Spring, 2006
Castine Energy Construction v. T.T. Dunphy, Inc.	Carrier's freedom of negligence	Winter, 2005
Siemens Power Transmissions v. Norfolk Southern RR	Claim filing	Spring, 2006
Dials v. Watts Brothers Moving Storage	Claim time barred	June, 2004
S & H Hardware v. Yellow Transportation	Claim time barred	Autumn, 2004
Thyssen v. Norfolk Southern	Claim time barred	Feb., 2004
Alpina Insurance v. Transamerican Trucking	COGSA filing limitations	Autumn, 2004
Penske Logistics v. KLLM	Contractual limitation-released rate	Nov., 2003
Campbell v. Allied Van Lines	Damages	Spring, 2006
National Hispanic Circus v. Rex Trucking and Mason Dixon Lines et al	Damages	Spring, 2006
Schwartz v. National Van Lines et al	Damages	Spring, 2006
Zolo Technologies v. Roadway Express, Inc.	Damage inspection; spoliation of evidence	Summer, 2006
The Goodyear Tire & Rubber Co. v. Great Southwest Co.	Damages and prejudgment interest	Summer, 2006
Accu-Spec Electronic Services. v. Central Transport Intl., et al	Damages; prejudgment interest	Summer, 2006
King Jewelry v. Federal Express	Declared value	Feb., 2004
Specialty Products Int'l. Ltd. v. Con-Way Trans. Services	Evidence; improper packaging defense	Summer, 2006
Siemens Power Transmissions v. Norfolk Southern RR	Filing requirements - liberal interpretation	Autumn, 2005
McLaughlin Transportation v. Barbara Rubenstein	Filing requirements - strict interpretation	Autumn, 2005
Oak Harbor Freight Lines, Inc. v. Sears Roebuck & Co.	Freight charge recovery from shipper and broker	Summer, 2006
Hewlett-Packard v. Brother's Trucking Enterprises	Freight forwarder/Broker liability	Spring, 2006
U.S. Aviation Underwriters v. Yellow Freight Systems	Insured's insurance	Feb., 2004
U.S. Aviation Underwriters v. Yellow Freight Systems	Insured's insurance	June, 2004
Norfolk Southern Railway Co. v. Consolidated Freightways Corp.	Interline trust doctrine	Summer, 2006
Wenig, Ginsberg, Saltiel & Greene v. Precision Movers	Intrastate <i>prima facie</i> case	Winter, 2006
Rational Software v. Sterling Corp.	Intrastate released rate upheld	June, 2004
Rational Software v. Sterling Corp.	Intrastate released rate upheld	Spring, 2005
Hath v. Allegheny Color	Liability limitation on "U-Pack"	Spring, 2005
Continental Insurance v. SAIA Motor Freight	Limitation of Liability	Spring, 2005
EFS National Bank v. Averitt Express	Limitation of Liability	Feb., 2002

<u>Transportation Cases</u>	<u>Legal Issue</u>	<u>Issue Date</u>
Federal Insurance v. Air Express Int'l.	Limitation of Liability	Feb., 2002
Ingram Micro v. Airoute Cargo Express	Limitation of Liability	Feb., 2002
Medtronic v. U.S. Xpress	Limitation of Liability	Feb., 2004
Nichols v. Mayflower Transit	Limitation of Liability	Nov., 2003
Sassy Doll Creations v. Watkins Motor Line	Limitation of Liability	Nov., 2003
Schweitzer v. Landstar Ranger	Limitation of Liability	Feb., 2002
St. Paul Fire & Marine Insurance Co. v. Schneider National	Limitation of Liability	Summer, 2006
A.I.G. Uruguay, S.A. v. Landair Transport et al	Limitation of Liability	Spring, 2006
Hath v. Allegheny Color	Limitation of Liability	Spring, 2006
Royal Air v. AAA Cooper Transportation	Limitation of Liability	Spring, 2006
A.I.G. Uruguay, S.A. v. Landair Transport et al	Limitations in airfreight waybill	Spring, 2005
Mercer Transport v. Greentree Transp.	Logo liability	Nov., 2003
CPCI v. Technical Transportation	Lost profits not speculative	Winter, 2006
EIJ, Inc. d/b/a Beverly Hills Watch Co. v. UPS	On-line tariff bars shipper's recovery	Winter, 2005
Mastercraft Interiors v. ABF Freight Systems	Oral rate agreement upheld	Spring, 2005
The Lifelike Co. v. UPS	Overcharge claim preempted	Spring, 2005
AIG Aviation, Inc. v. On Time Express, Inc.	Preemption	Winter 2006
D.M. Diamond Corp. v. Denbar Armored	Preemption	Nov., 2003
Schoemann Produce Co. v. Burlington Northern & Santa Fe Railway	Preemption	Summer, 2006
Delta Research v. EMS, Inc., S.K. Rigging, et al	Preemption	Spring, 2006
Miracle of Life v. North American Van Lines et al (Miracle I)	Preemption	Spring, 2006
Miracle of Life v. North American Van Lines et al (Miracle II)	Preemption	Spring, 2006
Nippon Yusen Kaisha v. Burlington & Northern Santa Fe Railway	Preemption	Spring, 2006
Thomas & Betts Corp. v. Hosea Project Movers	Preemption denied - U.S. / Mexico shipment	Winter, 2006
Atlantic Mutual Ins. v. Napa Transportation, Inc.	Pre-judgment interest	Summer, 2006
Security Ins. of Hartford v. Old Dominion Freight	Prima facie case	Winter, 2005
Spray-Tek Inc. v. Robbins Motor Transportation, Inc.	Prima facie case; limited and special damages	Summer, 2006
PCI Transportation v. Fort Worth & Western RR	Rail contract, removal, preemption	Autumn, 2005
Clarke Logistics v. Burlington Northern & Sante Fe RR	Rail quote time barred	Winter, 2005
Royal Air v. AAA Cooper Transportation	Released rate on unsigned B/L	Autumn, 2005
Atlantic Mutual Ins. v. Yasutomi Whse.	Released rates	Autumn, 2004
Emerson Electric Supply v. Estes Express	Released rates	Autumn, 2004
J.C. Research v. Global Overland Delivery	Released rates	Nov., 2003
Kesel v. UPS	Released rates	Nov., 2003
Massimo Martino v. Transgroup Express	Released rates	Nov., 2003
Wolfensberger v. In And Out Moving & Storage, Inc.	Removal jurisdiction/remand	Winter, 2006
Alicia McWhorter v. ATS Logistic Services, Inc.	Removal/remand	Summer, 2006
East Florida Hauling, Inc. v. Lexington Insurance Co.	Right' versus 'Duty' to defend cargo insurance policy	Winter, 2005
Kirby v. Krishan Lal Mal and GTI Gursimran Transport	Service on agent; untimely removable	Winter, 2006
Lexington Insurance Co. v. Daybreak Express, Inc.	Settlement agreement remanded	Winter, 2006
National Hispanic Circus v. Rex Trucking	Special damages permitted	Autumn, 2005
Oregon Metallurgical v. Burlington Northern RR	Special damages permitted	Autumn, 2004
Worldwide Moving & Storage, Inc. v. District of Columbia	State enforcement action versus household goods motor carrier; preemption	Summer, 2006
Jones Motor v. Anderson	Subrogate against vandals	Autumn, 2004
Sompo Japan Insurance v. Geanto's Trucking CO.	Subrogation / insolvent insurer	Spring, 2006
Kvaerner E & C (Metals) v. Yellow Freight Systems	Sufficiency of claim	Nov., 2003
Kvaerner E & C (Metals) v. Yellow Freight Systems	Sufficiency of claim	Feb., 2004
Molloy v. Allied Van Lines	Sufficiency of claim	Nov., 2003
Bowman v. Paul Arpin Van Lines, Inc.	Transportation; preemption	Summer, 2006
Leprino Foods Co. v. Gress Poultry, Inc.	Warehouse Liability	Winter, 2006
Kaur v. All Nippon Airways Co., Ltd.	Warsaw preemption	Summer, 2006