

December 7, 2022

(secretary@fmc.gov)

Mr. William Cody
Secretary
Federal Maritime Commission
800 North Capitol Street N.W.
Washington, D.C. 20573

Re: **Comments on Notice of Proposed Rulemaking
Demurrage and Detention Billing Requirements
FMC Docket No. 2022-0066
Intermodal Association of North America**

Dear Mr. Cody:

The Intermodal Association of North America (“IANA”) submits the following co03.6 (ow)2..C -0.06en

to the UIIA. Current participants to the UIIA include over 14,000 intermodal motor carriers and 60 equipment providers (ocean carriers, rail providers, and leasing companies). UIIA participants manage over 95% of all North American equipment interchanges.

The Intermodal Interchange Executive Committee (“IIEC”) is one of IANA’s standing committees and is charged with administering, interpreting, and periodically modifying the UIIA. The IIEC consists of a minimum of two representatives from each mode (*i.e.*, ocean, rail, and motor carrier) and one representative from the equipment leasing industry. IIEC members are drawn exclusively from companies who are signatories to the UIIA.

Finally, as yet a further illustration of IANA’s obvious interest in the NPRM, IANA notes that it received a letter from the FMC on November 2, 2022 (the “FMC Letter”) that relates, at least in part, to the NPRM and the Proposed Rule. A true and accurate copy of that letter is attached hereto as **Exhibit 1**. Among other things, the FMC Letter specifically advises IANA to “consider” making various modifications to the UIIA including, but not limited to, modifications “to include the language contained in the forthcoming [Proposed Rule]” even before the Proposed Rule has been adopted. As the

- Section E.6.c of the UIIA would have to be modified to draw a distinction between “Per Diem” owed

above,

FEDERAL MARITIME COMMISSION

November 2, 2022

Ms. Joni Casey
President & CEO
Intermodal Association of North America (IANA)

Dear Ms. Casey,

As the Federal Maritime Commission works to implement the Ocean Shipping Reform Act of 2022 (OSRA-22) and the industry adjusts to a new generation of ocean shipping policy, we wanted to raise an issue that I b01pda()f-0.002 Tc02002 Tw 0.9 Td(t

