FINAL AGENDA
COMMITTEE ON CARRIAGE OF GOODS
NOVEMBER 6, 2008

The Committee will meet at 0800 hours (note the hour change from preliminary agenda) on Thursday, November 6, 2008, at the office of Keesal, Young & Logan, 400 Oceangate, Long Beach, CA (close to the Hyatt). For those calling in to the meeting, the **Dial-in number is 218-339-4600** and the **Access Code is 816148**. The only expense is any long distance charge from your own phone company.

AGENDA

1. The current state in the S.D.N.Y. of the Carmack Amendment and multi-modal carriage. Prof. Michael Sturley.

    a. *Swiss Nat'l Ins. Co. v. Blue Anchor Line*, 2008 AMC 2231 (6/10/08) (NVOCC is a Carmack motor carrier.)
    b. *Royal & Sun Alliance Ins. PLC v. Ocean World Lines, Inc*., 2008 AMC 2237 (8/19/08) (Carmack inapplicable to NVOCC and motor carrier.)
    c. *Mitsui Sumitomo Ins. Co. v. Evergreen Marine Corp.*, 2008 AMC 2265 (9/23/08) (Ocean carrier is a Carmack rail carrier.)
    d. *Sompo Japan Ins. Co. of America v. Yang Ming Transport Corp.*, 2008 AMC 2277 (9/23/08) (Suit vs. ocean carrier is dismissed because it is a rail carrier and venue is wrong under Carmack.)

2. UNCITRAL, Convention on Contracts for the International Carriage of Goods Wholly of Partly by Sea ("Rotterdam Rules"). Straw vote of Committee.

    a. Should the United States sign/ratify the Convention?
    b. If it signs/ratifies, should it make the declaration allowed by Art. 74 to be bound by Chapter 14 (Jurisdiction) of the Convention?
    c. If it signs/ratifies, should it make the declaration allowed by Art. 78 to be bound by Chapter 15 (Arbitration) of the Convention?

3. Any new business.

4. Adjourn.

DONALC C. GREENMAN
CHAIR