



TO: All SMA Mover Members, Participants in SMA Max 4-series Tariff

FROM: John Esparza, Executive Director

SUBJECT: SMA'S COLLECTIVE RATE-MAKING AGREEMENT

In accordance with Transportation Code, §643.154, we are required to obtain this information from all members who participate in the Max 4-series tariff.

Under TEX.REV.CIV.STAT.ANN.art. 6675c, Southwest Movers Association (SMA) may act as the collective ratemaking organization for mover carriers who are members of said association. SMA, by publishing, filing and maintaining the Max 4-series tariff for the account of member movers, must keep on file with the Texas Department of Motor Vehicles (TxDMV), a Collective Rate Making Agreement.

Amendments to the collective agreement are made so that SMA may continue to offer the service of a maximum rate tariff on file with TxDMV. To comply with paragraph B of the code, "(A) all meetings are open to the public; and (B) notice of meetings shall be sent to shippers who are multiple users of household goods carriers." You, as a mover member of SMA may be a participant in the SMA Max 4-series tariff, and are asked to answer the questions on page 2 accordingly.

TxDMV's Definition of: "Multiple user – An individual or business who has a contract with a household goods carrier and who used the carrier's services more than 50 times within the preceding 12 months." (Applicable only for intrastate Texas moves under the SMA Max 4 tariff.)

To continue your participation in the SMA Max 4 tariff, and fulfill the requirement to have a maximum tariff on file with TxDOT, please acknowledge one of the statements on the accompanying form as applicable for your company. Sign, date and return this survey to SMA with your order for the tariff. ***Failure to respond will result in SMA having no other choice, but to notify TxDMV that you are not a participant in the SMA Max 4 tariff and that you have or will file your own independent tariff with them. TxDMV will then contact you as to when they will require the independent tariff to be filed with them.***

Please acknowledge that A, B, C or D below applies for your company. Sign, date and return to SMA immediately.

email address: dorothy@texastrucking.com.com; fax: 512/474-6494; mail: 700 E. 11th, Austin, TX 78701

Please read the following very carefully before you answer; select only one:

A. ____ My company does not wish to participate in the SMA Max 4-series tariff. *(If this option is chosen, do not complete B, C, or D.)*

B. ____ My company does wish to participate in the SMA Max 4 tariff, and I do **not** have one individual or business for which I have contracted a move 50 or more times in the last 12 months.

C. ____ My company wishes to be a SMA Max 4 participant and I do have multiple user(s) for which I have contracted a move 50 or more times in the last 12 months and **have attached complete contact information for those multiple users** so that SMA can notify them of forthcoming meetings in which the tariff will be discussed. *(This contact information is provided with the understanding that SMA will not release the information or its source in any form to any other party, including the shipper to which notice of meetings will be sent, or TxDMV.)*

D. ____ My company must refuse to provide any contact information for my multiple user shippers to SMA and thereby notify SMA that my company will not participate in the SMA Max 4 tariff and further that SMA is to notify TxDMV of withdrawal of participation by my company in the subject tariff.

Your acknowledgement to one of the above questions is required upon purchase of the tariff, so that SMA can file the amended Collective Rate Making Agreement with TxDMV and send notice to the multiple user shippers two weeks in advance of any Rates & Rules Committee meeting, if applicable. (Your multiple user shipper information will be completely confidential and will be used only for the purpose of notification of up-coming meetings where the tariff will be discussed.)

Please complete:

I hereby acknowledge the above information is correct. If I have completed paragraph C, the multiple user shipper information is attached as a separate document; **initial:** ____

Date: _____

Company name: _____

Name and title of person who is to receive Max 4: _____

Phone: _____ Email address: _____

Mailing address including city/state/zip: _____

Order Information: Please forward to the address above, ____ Max 4 tariff(s) @\$50, plus \$10.00 shipping (via UPS) and 8.25% Texas sales tax:

Credit Card # _____

Expiration Date: _____; Security No. _____; Signature or initial: _____

Mail: 700 E. 11th St., Austin, TX 78701; Phone: 800-759-2305 X103; Fax: 512/474-6494