

ADDENDUM NO. 1 TO  
SETTLEMENT AGREEMENT BETWEEN THE FEDERAL  
MARITIME COMMISSION AND AGREEMENTS AND OCEAN CARRIERS  
OPERATING IN THE EASTBOUND TRANSPACIFIC TRADES

This Addendum No. 1 is entered into this 25<sup>th</sup> day of May, 2007.

WHEREAS, the Federal Maritime Commission ("Commission") entered into the Settlement Agreement Between The Federal Maritime Commission And Agreements And Ocean Carriers Operating In The Eastbound Transpacific Trades (the "Settlement Agreement") as of September 11, 2003 with the Transpacific Stabilization Agreement, FMC Agreement No. 011223 ("TSA"), and its ocean carrier member lines, among others; and

WHEREAS, TSA desires to modify the Settlement Agreement as set forth herein, and the Commission is agreeable to such modification.

NOW THEREFORE, the undersigned parties, constituting the Commission, TSA, and all current ocean carrier member lines of TSA, agree as follows:

1. Notwithstanding any other provision of the Settlement Agreement, the parties hereby agree to modify the settlement agreement to permit TSA and its ocean carrier member lines to file an amendment to FMC Agreement No. 011223 to extend its origin geographic scope to include the Indian Subcontinent (India, Pakistan, Bangladesh, and Sri Lanka).
2. The Commission intends to process said amendment in accordance with the legal requirements of the Shipping Act and the Commission's regulations.
3. This Addendum No. 1 shall not modify any other terms and conditions of the Settlement Agreement, which shall remain in full force and effect.

IN WITNESS WHEREOF, the Commission and TSA and its current member lines hereby indicate their agreement to the above terms by executing this Addendum No. 1 as of the day and year first set forth above.

ON BEHALF OF THE  
FEDERAL MARITIME COMMISSION

By: BL Va Brock  
Title: Secretary  
Date: 5-25-07

TRANSPACIFIC STABILIZATION  
AGREEMENT

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

AMERICAN PRESIDENT LINES, LTD.  
And APL CO. PTE. LTD.  
(Operating as a single carrier)

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

EVERGREEN LINE JOINT SERVICE  
AGREEMENT, FMC NO. 011982

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

HAPAG-LLOYD AG

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

MITSUI O.S.K. LINES, LTD.

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

NIPPON YUSEN KAISHA LINE

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

ORIENT OVERSEAS CONTAINER  
LINE, LTD.

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

YANGMING MARINE TRANSPORT  
CORP.

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

COSCO CONTAINER LINES  
COMPANY LTD.

By: David F. Smith  
Title: Attorney-in-fact  
Date: 5-25-07

KAWASAKI KISEN KAISHA, LTD.

By: David F. Smith  
Title: *Attorney-in-Fact*  
Date: 5-25-07

HYUNDAI MERCHANT MARINE CO.,  
LTD.

By: David F. Smith  
Title: *Attorney-in-Fact*  
Date: 5-25-07

HANJIN SHIPPING CO., LTD.

By: David F. Smith  
Title: *Attorney-in-Fact*  
Date: 5-25-07

CMA-CGM S.A.

By: David F. Smith  
Title: *Attorney-in-Fact*  
Date: 5-25-07

MEDITERRANEAN SHIPPING  
COMPANY S.A.

By: David F. Smith  
Title: *Attorney-in-Fact*  
Date: 5-25-07