

SUBJECT 18**SUBJECT 18: Flatware, Dresserware or Holloware – Item 70080****Re:** Flatware, Dresserware or Holloware – Item 70080**Contact:** Lanae Peterson

FCDC@nmfta.org

Proponent: Freight Classification Development Council**Quick View**

The Quick View feature is not intended to replace contextual information within this document. To understand the potential impact of the recommended changes shown here, please read the full proposal.

Subject 18: Flatware, Dresserware or Holloware – Item 70080

Quick View: Item 70080 is canceled with reference to item 101025, which provides a “viz.” format, and classes based on the FCDC’s 13-sub density scale.

- Note, item 70082 canceled with no further application
- Item (Rule) 172 amended

Transportation Characteristics Present:

- Handling Yes No Stowability Yes No Liability Yes No Density Yes No

Provisions based on:

- FCDC’s 13-sub density scale

SUBJECT 18

Present Classification Provisions

Item	Description	Class
70080	Flatware, Dresserware or Holloware , sterling silver; or Flatware, Dresserware or Holloware , with sterling silver parts, such as backs, covers, frames, handles or tops; in boxes, see Note, item 70082:	
Sub 1	Released value not exceeding \$1.00 per pound	100
Sub 2	Released value exceeding \$1.00 per pound, but not exceeding \$5.00 per pound	200
70082	NOTE—The released value must be entered on the shipping order and bill of lading in the following form: "The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding _____ per pound." If the shipper fails or declines to execute the above statement or designates a value exceeding \$20.00 per pound, shipment will not be accepted, but if shipment is inadvertently accepted, charges initially will be assessed on the basis of the class for the highest value provided. Upon proof of lower actual value, the freight charges will be adjusted to those that would apply if the shipment had been released to the amount of its actual value. (Classes herein based on released value have been authorized by the Interstate Commerce Commission in Released Rates Order No. MC-529 of March 21, 1963, as amended May 15, 1964 and March 31, 1980.)	

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Present Classification Provisions—Continued

Item	Description	Class
101025	Household Utensils or Related Articles, viz.: Dusters , NOI, in boxes; Tools , hand, kitchen, other than power, viz.: Bottle Cappers , in boxes; Bottle or Can Openers , NOI, in boxes; Forks, Knives, Knife Blades or Spoons , see Notes, items 101026, 101027 and 101028, in boxes; Nutcrackers and Nutpicks , NOI, in boxes; Potato Mashers , NOI, in boxes; Squeezers or Extractors (Hand Juicers , NOI), in boxes; Tools , hand, kitchen, other than power, NOI, in boxes; [Other Articles Listed—Not Involved.] Subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 1	Less than 1.....	400
Sub 2	1 but less than 2.....	300
Sub 3	2 but less than 4.....	250
Sub 4	4 but less than 6.....	175
Sub 5	6 but less than 8.....	125
Sub 6	8 but less than 10.....	100
Sub 7	10 but less than 12.....	92.5
Sub 8	12 but less than 15.....	85
Sub 9	15 but less than 22.5.....	70
Sub 10	22.5 but less than 30.....	65
Sub 11	30 but less than 35.....	60
Sub 12	35 but less than 50.....	55
Sub 13	50 or greater	50
101026	NOTE—Does not apply on forks, knives, knife blades or spoons, made of gold or other precious metal (other than sterling silver), or with parts of gold or other precious metal (other than sterling silver), such as backs or handles, but not including small silver ornaments. For applicable provisions, see item 101040.	
101027	NOTE—Articles may be shipped with complement of trays or chests in same package.	
101028	NOTE—Does not apply on plastic dinnerware or tableware. For applicable provisions, see item 156600.	

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Present Classification Provisions—Concluded

Item 172

LIMITATION OF CARRIER LIABILITY WHERE VALUE IS NOT DECLARED BY SHIPPER

Where item 47500, 56165, 63025, 70080, 88160, 99400, 100240, 107830, 116030, 136500, 164900, 168960 or 196420 of this Classification applies, and shipper fails to declare a value as required by those provisions, the shipment will not be accepted, but if the shipment is inadvertently accepted, the carrier's liability shall be limited as follows:

ITEM NO.	DESCRIPTION	VALUE LIMITATION
47500	Ceramicware, China, Earthenware, Porcelain or Stoneware, NOI	\$1.70 per pound
56165	Paintings or Pictures, NOI , framed or unframed, with or without glass	\$25.00 per pound
63025	Semiconductors, viz.: Devices, NOI; Diodes; Rectifiers; Thermistors; Transistors	\$20.00 per pound
70080	Flatware, Dresserware or Holloware , sterling silver; or Flatware, Dresserware or Holloware , with sterling silver parts, such as backs, covers, frames, handles or tops	\$5.00 per pound
88160	Glassware, NOI	\$19.00 per pound
99400	Hides, Pelts or Skins , dressed or tanned or not dressed nor tanned, NOI, dry	\$7.50 per pound
100240	Household Goods, Personal Effects or Military Baggage , other than shipments moving under the U.S. Department of Defense Personal Property Program	\$0.10 per pound
107830	Jewelry , costume or novelty, made of materials other than solid or filled precious metals, not mounted nor set with precious stones	\$5.00 per pound
116030	Machines, Systems or Devices , data processing, or Components, Parts or Peripherals thereof	\$25.00 per pound
136500	Metal, NOI or Metal Alloys, NOI	\$5.00 per pound
164900	Radioactive Materials	\$25.00 per pound
168960	Records, Documents or Files, office	\$0.25 per pound
196420	Watches or Watch Movements	\$10.00 each

Where the provisions of other tariffs apply, and those provisions specify a limitation of the carrier's liability absent a release or value declaration by the shipper, the carrier's liability shall be limited to the extent provided by such applicable provisions when the shipper does not make the requisite or specified release or value declaration.

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Proposed Classification Provisions

Item	Description	Class
70080	Flatware, Dresserware or Holloware , sterling silver; or Flatware, Dresserware or Holloware , with sterling silver parts, such as backs, covers, frames, handles or tops, etc	⇒Cancel; see item 101025 and provisions otherwise applicable
70082	NOTE—⇒Cancel; no further application.	
101025	Household Utensils or Related Articles, viz.: Dusters , NOI, in boxes; Tools , hand, kitchen, other than power, viz.: Bottle Cappers , in boxes; Bottle or Can Openers , NOI, in boxes; Forks, Knives, Knife Blades or Spoons , see Notes, items 101026, 101027 and 101028, in boxes; Nutcrackers and Nutpicks , NOI, in boxes; Potato Mashers , NOI, in boxes; Squeezers or Extractors (Hand Juicers , NOI), in boxes; Tools , hand, kitchen, other than power, NOI, in boxes; [Other Articles Listed—No Change.] Subject to Item 170 and having a density in pounds per cubic foot of:	
Sub 1	Less than 1	400
Sub 2	1 but less than 2	300
Sub 3	2 but less than 4	250
Sub 4	4 but less than 6	175
Sub 5	6 but less than 8	125
Sub 6	8 but less than 10	100
Sub 7	10 but less than 12	92.5
Sub 8	12 but less than 15	85
Sub 9	15 but less than 22.5	70
Sub 10	22.5 but less than 30	65
Sub 11	30 but less than 35	60
Sub 12	35 but less than 50	55
Sub 13	50 or greater	50
101026	NOTE—No Change.	
101027	NOTE—No Change.	
101028	NOTE—No Change.	

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Proposed Classification Provisions—Concluded

Item 172

LIMITATION OF CARRIER LIABILITY WHERE VALUE IS NOT DECLARED BY SHIPPER

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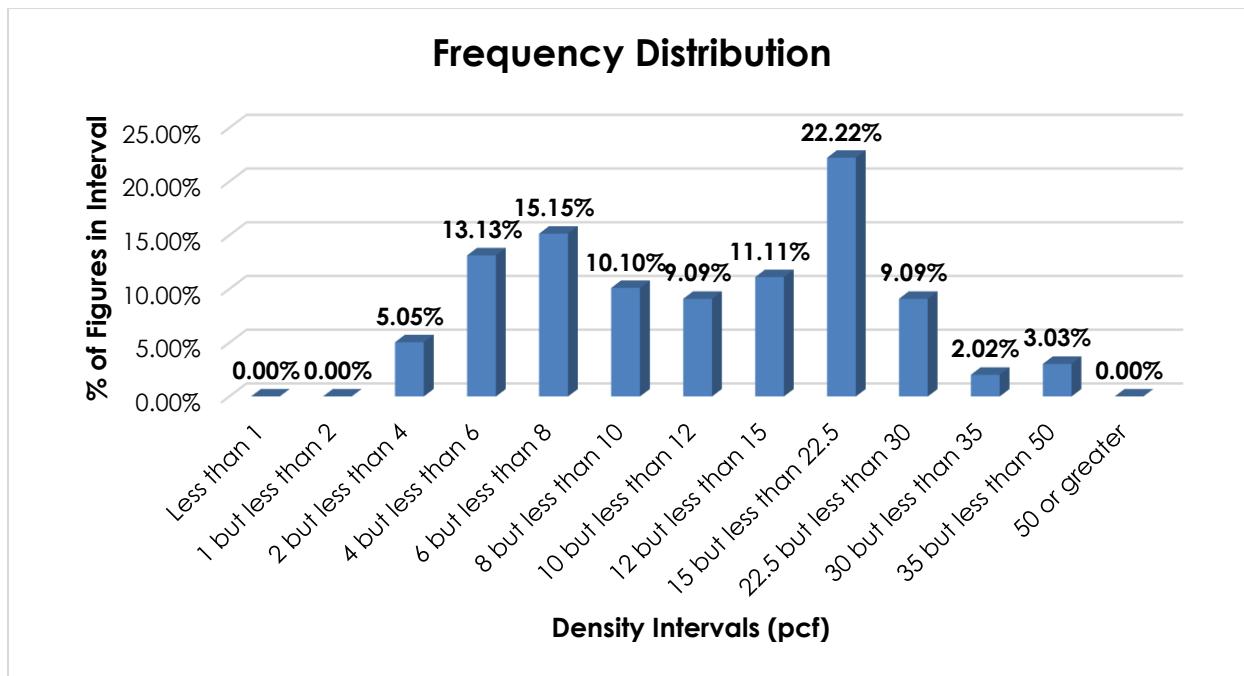
Where the provisions of other tariffs apply, and those provisions specify a limitation of the carrier's liability absent a release or value declaration by the shipper, the carrier's liability shall be limited to the extent provided by such applicable provisions when the shipper does not make the requisite or specified release or value declaration.

SUBJECT 18Analysis**Introduction**

Item 70080 as shown in the Present Classification Provisions herein, name particular types flatware, holloware or dresserware. This item was reviewed with the intent of removing value-based provisions, combining like commodities, and examining these products' transportation characteristics.

Transportation Characteristics

Density—The information of record includes 99 density observations obtained from the FCDC's Density Study¹. The densities range from 2.91 to 42.06 pcf, with an average density of 13.72 pcf. As shown in the graph below, the densities are distributed throughout the range, with a distinct peak in the 15 but less than 22.5 pcf interval.



Handling, Stowability, and Liability—There have been no reports of unusual or significant handling, stowability, or liability issues.

¹ The Density Study is part of an ongoing effort by the FCDC to collect information on actual shipments across all product categories handled by the LTL industry. Carriers that choose to participate in the Study periodically submit shipment data captured through their respective freight auditing programs. The FCDC uses verifiable data points, identified by NMFC item, that include the weight and the dimensions and/or cube of the shipping unit.

SUBJECT 18**Conclusion**

Based on the foregoing analysis, item 70080 would be canceled with reference to the full-scale, density-based provisions of item 101025² and provisions otherwise applicable. Note, item 70082 would be canceled with no further application.

Additionally, Item (Rule)172 would be amended to remove reference to item 70080.

² Item 101025 provides the FCDC's 13-subprovision density scale, which includes reference to Item (Rule) 170, the inadvertence clause.