

BROKER-SHIPPER SERVICES AGREEMENT

Pacific Harbor Express LLC (“Broker”) and _____ (“Shipper”) enter into this broker-shipper services agreement and agree as follows:

- 1. This agreement and the Brokerage Terms and Conditions of Contract state the contractual terms and conditions under which Broker shall provide Shipper transportation brokerage and related services (collectively, the “Services”). If there were to be a conflict between this agreement and the Brokerage Terms and Conditions of Contract, then the latter shall prevail. The Brokerage Terms and Conditions of Contract are available online at <https://pacificharborex.com/import-documents/>. and are incorporated herein by reference.
- 2. The term of this agreement will be one year, starting on the date this agreement is signed by the last party to sign it. The agreement shall automatically renew for successive one-year periods. But either party may terminate this agreement by providing 30 days’ written notice to the other party.
- 3. As a condition to Broker’s performance of any Services, Broker may require Shipper to complete and sign Broker’s credit agreement and application. An exemplar copy of the credit agreement and application is available online at <https://pacificharborex.com/import-documents/>.
- 4. Shipper understands and agrees that Broker shall arrange the transportation of Shipper’s freight by licensed and insured motor carriers. Broker shall use reasonable care in arranging transportation by motor carriers with the following insurance coverages and limits: general liability with a limit of not less than \$1 million, auto liability with a limit of not less than \$1 million, cargo legal liability with a limit of not less than \$100,000, and workers’ compensation as required by law.
- 5. This agreement and the Brokerage Terms and Conditions of Contract together are the parties’ entire understanding and agreement as to the Services. This agreement and the Brokerage Terms and Conditions of Contract are the parties’ final expression as to the Services. This agreement and the Brokerage Terms and Conditions of Contract supersede any prior or contemporaneous proposals, agreements, or understandings, whether written or oral, between the parties. No modification of or amendment to this agreement or the Brokerage Terms and Conditions of Contract shall be effective unless it is in writing and signed by both parties’ chief executive officers.
- 6. By signing below, each signatory warrants and represents that he or she has read and understood this agreement, each of its attachments, and The Brokerage Terms and Conditions of Contract. Each signatory warrants and represents that he or she is competent and authorized to enter into this agreement on behalf of the party for which the signatory purports to sign.

PACIFIC HARBOR EXPRESS LLC

 AUTHORIZED SIGNATURE

 PRINTED NAME

 TITLE

 DATE

 SHIPPER

 AUTHORIZED SIGNATURE

 PRINTED NAME

 TITLE

 DATE