



FRACHT USA

(F r a c h t F W O I n c .)

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Assistant Secretary
Federal Maritime Commission
800 North Capitol Street, N.W
Washington, D.C 20573-0001

Date: September 12, 2008
Our Ref: NCBFAA
Your Ref: P1-08

Re: Docket P1-08

Enclosed for filing with the Commission is an original and 15 copies of the Verified Supporting Statement of Werner Seyfried in support of above referenced proceedings

Very truly yours

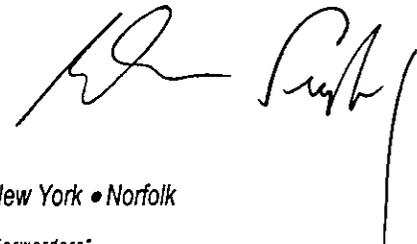


Werner Seyfried

Certificate of Service

I hereby certify that a copy of the foregoing was served on this 12th day of September 2008 via USPS first class mail to:

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Business is undertaken subject to applicable Federal Regulations and under the Terms and Conditions of Service of the National Customs Brokers and Forwarders Association of America Inc. A copy of these terms is available at www.frachtusa.com or upon request.

cc: 05

ORIGINAL

**BEFORE THE
FEDERAL MARITIME COMMISSION
WASHINGTON, D.C.**

RECEIVED
FEDERAL MARITIME COMMISSION
WASHINGTON, D.C. 20593

**PETITION OF NATIONAL CUSTOMS BROKERS AND FORWARDERS ASSOCIATION OF
AMERICA FOR EXEMPTION
FROM MANDATORY RATE TARIFF PUBLICATION
DOCKET NO. P1-08
VERIFIED SUPPORTING STATEMENT OF WERNER SEYFRIED**

I am Werner Seyfried Vice President Compliance of Fracht FWO Inc.

Fracht FWO is a USA based OTI operating under FMC license number 2374NF as booth a Ocean Freight Forwarder and a NVOCC with 7 offices throughout the United States and offices and agents around the world.

Fracht FWO Inc is a member of the NCBFAA, and very familiar with issues relating to the requirements for mandatory publication of ocean rate tariffs and is supporting the Association's petition to exempt NVOCCs from having to memorialize rates that have been negotiated with shippers in rate tariffs

We compete in a global market were everyone requests not only the best ocean freight rate but we also often have to offer an entire logistic package. We have evolved from offering just ocean freight consolidation or FCL service to a complete logistics provider. For ocean freight we utilize the services of many VOCC's.

We negotiate the best possible rate and sign Service Contacts with VOCC's and use the rates obtained as a basis for our ocean freight service. Since rates and prices are market driven we also obtain spot rates or bullet rates for a specific traffic. These bullet rates are added to our service contact with VOCC's.

Our local staff or our foreign offices or agents quote daily rates to customers. These rate quotes are based on contracts we have with VOCC's for FCL and in addition to our Trade lane business for LCL cargo. We offer the rate to a customer by e-mail or by letter.

If a customer accepts the rate offered and we accept his business we will file this rate in our tariff.

We operate in an ever changing market where BAF formulas change constantly this requires us to quote our customers again by e-mail or letter and consequently file new rates. This becomes vey time consuming and the time frame is often difficult to comply with because the cargo has to move on short notice.

At Fracht we employ Descartes Systems LLC to file our Ocean freight rates. One of our staff enters the cargo information into their rate filing template and this is forwarded to Descartes. After receipt Descartes confirms by e-mail that this rate will be filed in our tariff.

We expect to pay USD 5,000.00 for the year 2008 only for tariff filing. This does not include the hours spent researching filed rates.

We at Fracht did not receive any requests for NVOCC Service Agreements from our client base. It seems that clients prefer to operate without a formal contract (NSA) because they see no benefit. They prefer to work on a shipment to shipment basis.

Tariff publication for NVOCC's is not only costly and cumbersome but serves no useful purpose for our client base. We offer our clients our rates in writing and this practice should prevent any disputes. Offered and accepted rates are the basis of our business. A contract is a contract and we would have no clients if we did not abide by the rate we offered.

We Fracht FWO Inc are in full support of the NCBFAA petition to exempt NVOCC's from having to memorialize rates that have been negotiated with shippers in rate tariffs.

I, Werner Seyfried declare under penalty of perjury that the foregoing is true and correct. Further I certify that I am qualified and authorized to file this verified statement.

Executed on September 9, 2008.


Werner Seyfried