

**08-1553 KAWASAKI KISEN KAISHA V. REGAL-BELIOT CORP.**

DECISION BELOW:557 F.3d 985

LOWER COURT CASE NUMBER: 06-56831

**QUESTIONS PRESENTED:**

Whether the Carmack Amendment to the Interstate Commerce Act of 1887, which governs certain rail and motor transportation by common carriers within the United States, 49 U.S.C. §§ 11706 (rail carriers) & 14706 (motor carriers), applies to the inland rail leg of an intermodal shipment from overseas where the shipment was made under a "through" bill of lading issued by an ocean carrier that extended the Carriage of Goods by Sea Act, 46 U.S.C. § 30701 Note, to the inland leg, there was no domestic bill of lading for rail transportation, and the ocean carrier privately subcontracted for rail transportation.

CERT. GRANTED 10/20/2009

CONSOLIDATED WITH 08-1554 FOR ONE HOUR ORAL ARGUMENT.