In re Rail Freight Fuel Surcharge Antitrust Litigation


Related Practice Areas: Antitrust / Competition

CLIENT ALERT: Any company that paid BNSF, CSX, Norfolk Southern, and Union Pacific to ship freight by rail between 2003 and 2008 may be able to seek significant compensation.

During this five-year period, the four largest freight railroad companies are alleged to have violated US antitrust laws by conspiring to fix the price of rail freight services through coordinated fuel surcharges. These violations caused shippers to pay billions more for shipments than they would have in a competitive market.

For the last decade, Hausfeld has sought to recoup these damages for a class made up of thousands of companies that paid for shipping by rail during this time frame. The courts recently concluded that despite “strong evidence of conspiracy,” the case is better pursued by individual purchasers than by a class. As a result, numerous shippers have now filed suit on an individual basis, represented by Hausfeld.

If your company purchased rail freight services between 2003 and 2008, it must act swiftly to ensure that its claim is protected.

For additional information about the rights of injured rail freight shippers, please contact us at railfreight@hausfeld.com