

Before the
FEDERAL MARITIME COMMISSION
Washington, D.C. 20573
Docket No. 22-08
ACHIM IMPORTING COMPANY INC. v.
YANG MING MARINE TRANSPORT CORPORATION

**JOINT MOTION FOR EXTENSION OF INITIAL
DISCOVERY RESPONSE DEADLINE PENDING SETTLEMENT**

Pursuant to 46 C.F.R. Section 502.141 and the Presiding Officer’s June 6, 2022 Scheduling Order in this action, Complainant Achim Importing Company Inc. (“Achim”) and Respondent Yang Ming Marine Transport Corporation (“Yang Ming”) (each a “Party” and, collectively, the “Parties”), by their respective undersigned counsel, jointly write to inform the Presiding Officer that the Parties have reached an agreement in principle to settle this action, and currently are working with their respective counsel to prepare the necessary documentation, which the Parties anticipate moving for leave to file confidentially for the Presiding Officer’s consideration and approval under 46 C.F.R. Section 502.72(a)(3).

The efforts by the Parties and their respective counsel in recent days to reach this pending settlement have drawn attention and resources away from discovery-related tasks. In light of that factor, as well as the Parties’ mutual desire to avoid unnecessary effort and expense in connection with this action, the Parties respectfully request that the Presiding Officer extend the current deadline for the Parties to serve objections and responses to each other’s initial written discovery requests, and permitting depositions to begin to be noticed, from July 11, 2022 to July 25, 2022. This requested extension is particularly important because Respondent’s initial written discovery

requests to Complainant included numerous requests for admission, which under 46 C.F.R. Section 502.147 would be, absent stipulation of the Parties and/or order of the Presiding Officer, deemed admitted unless answered by the Scheduling Order's current July 11, 2022 deadline. The Parties jointly stipulate to the extension requested herein under 46 C.F.R. Section 502.141(i), but for the sake of clarity and certainty also seek the Presiding Officer's approval under that section and 46 C.F.R. Section 502.147(a)(3).

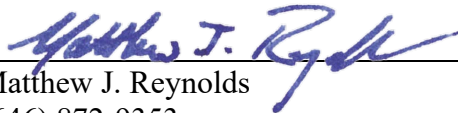
The Parties currently anticipate filing joint motions for confidential treatment and approval of their pending settlement on or before July 11, 2022 (the current deadline for responses to initial written discovery requests for which they are seeking an extension).

Dated : June 27, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on the 27th day of June, 2022, a true and correct copy of the foregoing document was served by email on all counsel of record in accordance with 46 CFR Part 502 and the Commission's Order of May 12, 2020 as follows:

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