

BEFORE THE
FEDERAL MARITIME COMMISSION

SAMSUNG ELECTRONICS AMERICA, INC.)	
)	
COMPLAINANT,)	
)	
v.)	FMC DOCKET NO. 22-30
)	
ZIM INTEGRATED SHIPPING SERVICES LTD.)	
)	
RESPONDENT.)	
)	

**ERRATA TO RESPONDENT ZIM INTEGRATED SHIPPING
SERVICES, LTD.’s PROPOSED FINDINGS OF FACT**

Respondent ZIM Integrated Shipping Services Ltd. (“ZIM”), through its counsel, hereby submits the following Errata to include three citations to ZIM’s Proposed Findings of Fact (“PFF”) that were unintentionally omitted in ZIM’s PFF which was filed and served in this proceeding on September 26, 2023. ZIM also attaches to this submission ZIM’s PFF with the appendix citations and a Word version of the same. Inclusion of the Errata will avoid any unnecessary confusion that may result from the omissions. The following appendix citations in bold have been added to the PFF:

1. PFF 61: Samsung was at all times responsible for its cargo clearing customs, including any demurrage that resulted from delayed customs clearance. **CX_02239**, Rapske Dep. Tr. 67:1-10 (admitting customs hold issues could drive demurrage through Samsung’s own act or omission); **CX_02244-45**, Rapske Tr. 72:13-73:21 (showing an

example of delayed information from Samsung resulting in a customs issue and demurrage), **RX_0100**, Rapske Dep. Ex. 8.

2. PFF 62: Samsung accrued demurrage on many occasions when its cargo did not clear Customs within free time. CX_02244-45, Rapske Tr. 72:13-73:21; **RX_0144-46**, Rapske Dep. Ex. 7; **RX_0100**, Rapske Dep. Ex. 8.

Respectfully submitted,

/s/ Wayne Rohde
Wayne Rohde
Christopher Raleigh
Kathryn Sobotta
COZEN O'CONNOR
1200 19th Street, NW, Suite 300
Washington, DC 20036
(202) 463-2507
wrohde@cozen.com
craleigh@cozen.com
ksobotta@cozen.com

September 27, 2023

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of September, 2023, a true and correct copy of the foregoing Errata to the Proposed Findings of Fact of Respondent ZIM Integrated Shipping Services Ltd. was served via email on counsel for the Complainant in FMC Docket No. 22-30.

/s/ Kathryn Sobotta