

BEFORE THE  
FEDERAL MARITIME COMMISSION

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DOCKET NO. 23-04  
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PORTS AMERICA CHESAPEAKE, LLC,

and

MARINE TERMINALS CORPORATION-EAST,

COMPLAINANTS,

v.

APS EAST COAST, INC.,

RESPONDENT.

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**JOINT STATUS REPORT AND  
PROPOSED DISCOVERY SCHEDULE**

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Pursuant to 46 C.F.R. §502.141(h) and the June 21, 2023 Initial Order, Complainants, Ports America Chesapeake, LLC and Marine Terminals Corporation-East (collectively “Complainants”) and Respondent, APS East Coast, Inc. (“Respondent”) (collectively the “Parties”), by their respective undersigned counsel, have conferred and submit this joint status report and proposed discovery schedule.

**Initial Disclosures.** The Parties have agreed to exchange Initial Disclosures by Friday, September 15, 2023.

**CADRS.** The Parties do not believe that settlement discussions or mediation would be productive at this time, but should that change, the Parties are amenable to conferring with the Commission’s Office of Consumer Affairs and Dispute Resolution Services (CADRS) in the future.

**Discovery Schedule.** The Parties conferred and submit the following proposed discovery schedule intended to complete discovery within the Commission’s discovery period, and attempting to be mindful of the upcoming holidays.

**Expert Testimony.** The Parties do not presently anticipate the use of expert witnesses, but will confer if that should change.

**Confidential Information.** The Parties anticipate that some materials, such as sensitive commercial information, may require confidential treatment and have agreed to work cooperatively with respect to confidentiality stipulations and/or motions for confidential treatment.

Event	Deadline
Service of Requests for Production of Documents and Interrogatories	September 29, 2023
Discovery Responses Due and Completion of Document Productions	October 30, 2023
Begin Fact Depositions	November 27, 2023
Complete Fact Depositions	December 8, 2023

Dated: September 12, 2023

Respectfully Submitted,

**HOLLAND & KNIGHT LLP**

By: /s/ Gerald A. Morrissey

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the execution date which appears below, the undersigned served the attached document on counsel at the following email addresses:

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Executed: September 12, 2023

/s/ Kristine O. Little

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