

BEFORE THE
FEDERAL MARITIME COMMISSION

DOCKET NO. 23-05

RAHAL INTERNATIONAL, INC.,
Complainant,

v.

HAPAG-LLOYD AG,
HAPAG-LLOYD (AMERICA) LLC,
HAPAG-LLOYD USA, LLC
Respondents.

MOTION FOR EXTENSION OF TIME TO FILE ANSWER

Pursuant to 46 C.F.R. §§ 502.69 and 502.71, Respondents Hapag-Lloyd AG (“HLAG”), Hapag-Lloyd (America) LLC (“HLA”) and Hapag-Lloyd USA, LLC (“HLUSA”) (together, “Hapag-Lloyd”) hereby respectfully request that they be granted a one-week extension of time (to August 1, 2023) to file an answer to the complaint (“Complaint”) in this proceeding. The reasons supporting this request are set forth below.

Hapag-Lloyd seeks the extension for two reasons. First, the Complaint was not served on all three respondents, and not all respondents were involved in the conduct at issue to equal degrees. Accordingly, the process of verifying information and educating personnel at the relevant companies to the point where they are comfortable signing a verification has been a more complex and time-consuming process than expected. Moreover, this process has been further complicated by the summer holiday season and the lack of ready availability of certain personnel at the various respondent companies. A one-week extension would enable Hapag-

Lloyd to complete the due diligence and education necessary in order to file a complete and properly verified answer.

Second, in addition to allowing Hapag-Lloyd to complete an answer, an extension will afford counsel for the parties time to discuss procedural issues relating to the Complaint that may simplify the proceeding. These issues include the possible dismissal of one of the named respondents and the possible dismissal of one of the claims set forth in the Complaint. If the parties can reach an understanding as to one or both of these issues, the scope of this proceeding will be narrowed, resulting in savings and efficiencies for all parties and the Commission.

Moreover, a brief one-week extension at this early stage of the proceeding will not negatively impact the complainant or the overall conduct of this proceeding.

In accordance with 46 C.F.R. §502.71, Hapag counsel has conferred with counsel for complainant, who advises that he has no objection to the requested extension.

Accordingly, in light of the foregoing, Hapag-Lloyd respectfully requests that it be granted until August 1, 2023 to file a response in this proceeding.

Respectfully submitted,

COZEN O'CONNOR

/s/ Wayne R. Rohde

By: Wayne R. Rohde
Kathryn Sobotta
Rachel Schwartz
Counsel for Hapag-Lloyd AG,
Hapag-Lloyd (America) LLC, and Hapag-
Lloyd USA, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of July, 2023, served the foregoing Motion for Extension of Time to File Answer on:

William M. Fennell, Esq.
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/s/ Wayne R. Rohde

Wayne R. Rohde