

BEFORE THE  
FEDERAL MARITIME COMMISSION

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DOCKET NO. 23-06

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COAST CITRUS DISTRIBUTORS D/B/A  
OLYMPIC FRUIT & VEGETABLE;  
AMAZON PRODUCE NETWORK, LLC;  
REFIN TROPICALS, S.A.; JW FRESH S.A.;  
SEMBRIOS DE EXPORTACION  
SEMBRIEXPORT, S.A.;  
AND BRESSON S.A.

COMPLAINANTS

v.

NETWORK SHIPPING LTD., INC.,

RESPONDENT.

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**JOINT STATUS REPORT**

Pursuant to 46 C.F.R. Part 502, the Chief Administrative Law Judge’s Initial Order dated August 10, 2023, and Scheduling Order dated September 29, 2023, Complainants, Coast Citrus Distributors d/b/a Olympic Fruit & Vegetable; Amazon Produce Network, LLC; Refin Tropicals, S.A.; JW Fresh S.A.; Sembrios de Exportacion Sembriexport, S.A.; and Bresson S.A (“Complainants”), and Respondent Network Shipping, Ltd., Inc. (“Respondent”), by their respective undersigned counsel, jointly write to inform the Chief Administrative Law Judge of the following:

- On September 18, 2023, Respondent served their First Request for Production of Documents on all Complainants. Respondent subsequently withdrew the requests and served new requests on October 3, 2023.

- On September 19, 2023, Respondent served notices of depositions directed to Complainants. Complainants objected to those notices, and Respondent withdrew them.
- On October 3, 2023, Complainants served their Requests for Admissions, Interrogatories, and Requests for Production of Documents on Respondent.
- On October 3, 2023, Respondent served its Requests for Production on each Complainant.
- On October 5, 2023, Complainants submitted Respondent's counsel a proposed Joint Motion for Entry of Confidentiality Stipulation and Proposed Protective Order. No response from the Respondent has been received to date.
- At the request of Complainants, the Commission issued a subpoena to produce documents directed to Del Monte Fresh Produce Company. The Complainants served the subpoena on October 6, 2023;
- At the request of Complainants, the Commission issued a subpoena directed to Inchcape Shipping Services Group. Currently, Complainants are in the process of serving the subpoena.
- Complainants emailed CADRS on September 19, 2023, September 25, 2023, and on October 10, 2023 to arrange for an initial mediation conference. The CADRS responded, and Complainants are in the process of scheduling the conference.

Dated: October 10, 2023

Respectfully submitted,

FISHERBROYLES, LLP

CASEY & BARNETT LLC

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*Counsel for Respondent*

*Counsel for Complainants*



## CERTIFICATE OF SERVICE

I certify that on October 10, 2023, 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 Initial Order of August 10, 2023, as follows:

### ATTORNEYS FOR RESPONDENTS:

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*Gene M. Burd*

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