

**BEFORE THE
FEDERAL MARITIME COMMISSION**

20230930-DK-BUTTERFLY-1, INC.)	
)	
<i>Complainant,</i>)	
)	
v.)	
)	
MSC MEDITERRANEAN SHIPPING)	
COMPANY SA)	
)	DOCKET NO. 23-12
)	
<i>Respondent.</i>)	

RESPONDENT’S PARTIAL MOTION TO DISMISS

Pursuant to 46 C.F.R. §502.69, Respondent MSC Mediterranean Shipping Company SA hereby moves to dismiss with prejudice Complainant’s claim under 46 U.S.C. §41104(a)(3).

A memorandum in support of this motion is submitted herewith.

Respectfully submitted,



Wayne R. Rohde
Christopher Raleigh
Kathryn Sobotta
Rachel Schwartz
COZEN O’CONNOR
1200 Nineteenth Street, NW
Suite 300
Washington, DC 20036
(202) 463-2507

Dated: January 5, 2024