

BEFORE
THE FEDERAL MARITIME COMMISSION

DOCKET NO. 24-04

ICL USA, Inc.

vs.

Dependable Highway Express, Inc. and Mediterranean
Shipping Company, (USA) Inc. on behalf of Mediterranean
Shipping Company, S.A.

**NOTICE OF ERRATA TO
RESPONDENT’S REPLY TO COMPLAINANT’S OPPOSITION TO MOTION TO
DISMISS FOR LACK OF JURISDICTION AND FAILURE TO STATE A CLAIM**

Respondent Dependable Highway Express, inc. (“Dependable”) respectfully submits this Notice of Errata to its Reply to Complainant ICL USA, Inc.’s Opposition to Dependable’s Motion to Dismiss the complaint (“Reply”).

Please take notice that two footnotes in Dependable’s Reply were written in error, as follows:

1. Footnote 6 should have been deleted and should be ignored.
2. Footnote 12 is incorrect and should read: “Complainant has falsely alleged in the Complaint (at paragraph 25 at page 13) and in the Opposition (at the bottom of page 21) that Dependable is seeking recovery of the 10% administrative fee for detention charges that it did not advance. Dependable is only seeking from Complainant recovery of the 10% administrative fee for detention charges that it in fact has actually advanced and paid to carriers. Although not relevant to Dependable’s Motion to Dismiss, the Commission should be aware of Dependable’s disagreement with this allegation.”

Respectfully submitted.

A handwritten signature in blue ink, appearing to read 'R. Williams', followed by a horizontal line.

February 27, 2024

Robert J. Williams
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San Rafael, California 94901

**ATTORNEYS FOR RESPONDENT
DEPENDABLE HIGHWAY EXPRESS, INC.**

CERTIFICATE OF SERVICE

I certify that on the 27th day of February, 2024, a true and correct copy of the foregoing

NOTICE OF ERRATA

was served by email on all counsel of record in accordance with 46 CFR Part 502 and the Commission's Order of May 12, 2020.

ATTORNEYS FOR RESPONDENT DEPENDABLE HIGHWAY EXPRESS, INC.



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