

**FEDERAL MARITIME COMMISSION**  
**Office of Administrative Law Judges**

ACCESS ONE TRANSPORT, INC., *Complainant*

v.

COSCO SHIPPING LINES CO. LTD., *Respondent*.

**DOCKET NO. 24-13**

Served: September 19, 2024

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**ORDER OF:** Erin M. WIRTH, *Chief Administrative Law Judge*.

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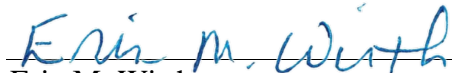
**ORDER DENYING OBJECTION TO NOTICE OF SUPPLEMENTAL AUTHORITY**

On July 15, 2024, Respondent filed a Notice of Supplemental Authority (“Notice”), providing a copy of a recent decision from the U.S. Court of Appeals for the D.C. Circuit.

On July 16, 2024, Complainant filed an Objection to Supplemental Authority (“Objection”) requesting that the notice be stricken from the record as the filing “lacks relevance and is not material to any pending motion, hearing or proceeding under review by this tribunal.” Objection at 1.

On July 17, 2024, Respondent filed a Reply to Complainant’s Opposition to Respondent’s Notice of Supplemental Authority, asserting that the Objection was a motion, there was a duty to confer prior to filing, and the decision was relevant to a prior Order Denying Motion to Dismiss, issued in this proceeding.

While the initial Notice was not necessary, it merely informed the undersigned and the parties of a potentially relevant decision. The Objection requested action from the undersigned and therefore was a motion. It is not clear what legal grounds support striking the Notice or how the Notice impacts this proceeding. There is no harm to keeping the Notice in the record. Therefore, the Objection to the Notice is **DENIED**.

  
Erin M. Wirth  
Chief Administrative Law Judge