

ORIGINAL

FEDERAL MARITIME COMMISSION

Docket No. 02-02
Canaveral Port Authority- Possible
Violations of Section 1 O(b)(10),
Unreasonable Refusal to Deal or Negotiate

Docket 02-02

Served: July 25 , 2002

EXTENSION OF TIME

The Commission's February 25, 2002 Order to Show Cause in this proceeding set forth certain dates for submissions by the Respondent, the Canaveral Port Authority, and the Commission's Bureau of Enforcement. By notice served May 21, 2002, the Commission modified the procedural schedule in this proceeding in a number of respects, including setting August 5, 2002, for the filing of rebuttal affidavits and memoranda of law by Respondent and intervenors in support.

Counsel for Respondent advises that the filing from Intervenor Tugz International, LLC ("Tugz") which was due on Friday, July 19, 2002, was not received until July 22, 2002. Counsel for Respondent further advises that Tugz' filing is voluminous and accordingly requests an extension of time until August 8, 2002, to file rebuttal affidavits and memoranda of law in this proceeding. Counsel for Respondent further advises that he is authorized to represent that the Commission's Bureau of Enforcement does not oppose the extension sought.

CANAVERAL PORT AUTHORITY

Good cause appearing, the procedural deadlines in this proceeding are modified as follows:

Rebuttal affidavits and memoranda of law shall be filed by Respondent and intervenors in support no later than August 8, 2002.

Requests for a further evidentiary hearing subsequent to the submission of affidavits of fact and memoranda of law must be submitted no later than August 23, 2002, together with a statement setting forth in detail the facts to be proved, the relevance of those facts to the issues in this proceeding, a description of the additional evidence which would be adduced, and why such evidence cannot be submitted by affidavit.

Requests for oral argument, if any, must be submitted no later than August 23, 2002, along with a statement specifying the reasons therefor and why argument by memorandum is inadequate to present the party's case.



Theodore A. Zook
Assistant Secretary