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OFFICE OF THE SECRETARY
FEDERAL MARITIME COMM

June 11, 2013

VIA EMAIL (secretary@fmc.gov),
(judges@fmc.gov)

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Karen V. Gregory, Secretary
Office of the Secretary
Federal Maritime Commission
Room 1046
800 North Capitol Street, N.W.
Washington, D.C. 20573-0001

Re: Mitsui O.S.K. Lines, Ltd. v. Global Link Logistics, et al.
Federal Maritime Commission: Docket No. 09-01
Our file: 275609

Dear Ms. Gregory:

We are attorneys representing Complainant Mitsui O.S.K. Lines, Ltd. ("MOL") in the above captioned matter currently pending in the Federal Maritime Commission.

Please find enclosed an original and five (5) copies of Complainant's Opposition to Respondent Global Link Logistics, Inc.'s Joinder in the Olympus Respondents' Motion to Strike.

A PDF copy of each pleading has been emailed to both secretary@fmc.gov and judges@fmc.gov.

Kindly arrange to stamp a conformed copy for our files. Our messenger has been instructed to wait.

If you have any questions, please do not hesitate to contact us.

Karen V. Gregory

May 31, 2013

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We thank the Commission for its attention and courtesies, and remain,

Sincerely,

COZEN O'CONNOR

A handwritten signature in cursive script, appearing to read "Marc J. Fink".

By: Marc J. Fink

MJF/jmb
Enclosures

Karen V. Gregory

May 31, 2013

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cc:

VIA EMAIL ONLY (w/ encls.)

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BEFORE THE
FEDERAL MARITIME COMMISSION

Docket No. 09 -01

MITSUI O.S.K. LINES LTD.

COMPLAINANT

v.

GLOBAL LINK LOGISTICS, INC., OLYMPUS PARTNERS, OLYMPUS GROWTH
FUND III, L.P., OLYMPUS EXECUTIVE FUND, L.P., LOUIS J. MISCHIANI, DAVID
CARDENAS, KEITH HEFFERNAN, CJR WORLD ENTERPRISES, INC. AND CHAD J.
ROSENBERG

RESPONDENTS

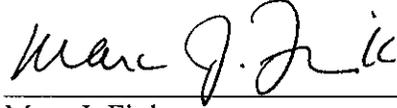
COMPLAINANT'S OPPOSITION TO RESPONDENT GLOBAL LINK LOGISTICS,
INC.'S JOINDER IN THE OLYMPUS RESPONDENTS' MOTION TO STRIKE

On May 31, 2013, Complainant Mitsui O.S.K. Lines, Ltd. ("MOL") filed its opposition to Olympus Respondents' Motion to Strike Allegedly False Statements in Complainant's Rely Brief in further Support of its Claims against Respondents. On June 7, 2013, MOL also filed its Opposition to CJR Respondents' Joinder in the Olympus Respondents' Motion to Strike and Response to the Rebuttal Proposed Findings of Fact Submitted by Complainant. Global Link's Joinder offers nothing new other than to say that MOL somehow "deprived" Olympus and CJR Respondents of their ability to respond to MOL's supposed "new" theory of liability.

In response to Global Link's Joinder, MOL incorporates by reference all of the arguments set forth in its May 31st and June 7th opposition papers. For the reasons set forth in those oppositions, MOL reiterates that it has not advanced any new facts or theories of liability against

Respondents in its reply papers. Accordingly, MOL respectfully requests that the ALJ deny Global Link's request that it grant Olympus Respondents' motion to strike.¹

Respectfully submitted,



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Attorneys for Mitsui O.S.K. Lines, Ltd.

Dated: June 11, 2013

¹ It is curious that Global Link would ask the ALJ to ignore *Mitsui O S K Lines, Ltd v Seamaster Logistics, Inc.*, 2013 U.S. Dist. LEXIS 40466, 2013 WL 1191213 (N.D.Cal. Mar. 21, 2013), a recently decided case which is clearly analogous to the situation in this proceeding.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon the following individual(s) via electronic mail:

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