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OFFICE OF THE SECRETARY
FEDERAL MARITIME COMMISSION

cc: OS
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August 13, 2012

Karen V. Gregory
Office of the Secretary
Federal Maritime Commission
800 N Capitol Street NW, Room 1046
Washington DC 20573
secretary@fmc.gov

Re: Yakov Kobel and Victor Berkovich
Complainants vs. Hapag-Lloyd America, Inc. et al
FMC Docket No. 10-06

Dear Ms. Gregory:

Please find enclosed Complainants Response to Motion to Postpone Oral Argument and Certificate of Service in the above entitled matter.

If you have any questions please call me.

Very truly yours,

Donald P. Roach

DPR/dsh

Enclosure

cc: Wayne Rohde
Richard L. Furman
Alexander Barvinenko
clients

BEFORE THE RECEIVED
 FEDERAL MARITIME COMMISSION 16 PM 2 21

YAKOV KOBEL and VICTOR BERKOVICH,

Complainants,

vs.

HAPAG-LLOYD A.G., HAPAG-LLOYD
 AMERICA, INC., LIMCO LOGISTICS, INC.,
 INTERNATIONAL TLC, INC.,

Respondents.

OFFICE OF THE SECRETARY
 FEDERAL MARITIME COMMISSION

Docket No. 10-06

COMPLAINANTS' RESPONSE TO
 LIMCO LOGISTICS' MOTION TO
 POSTPONE ORAL ARGUMENT

Complainants, by and through their attorney, Donald P. Roach, hereby respond to Respondent, Limco Logistics, motion as follows:

Complainants object to postponement of the Oral Argument set for September 19, 2012 to November 19, 2012 or a later date. Complainants object for the following reasons:

1. Complainants have not filed any additional brief in this case and Complainants believe that postponing the oral argument on September 19, 2012 to November 19, 2012, would be unnecessary.

2. Complainants' attorney has surgery scheduled for October 23, 2012 and has been advised by his physician to expect four to six weeks recovery. Therefore, Complainants' counsel will not be available to travel to Washington D.C. on the proposed set over date of November 19, 2012 for the above reason.

3. Complainants have offered to have this oral argument rescheduled during the week of October 15 - 19, 2012 but have not received a response from counsel to that date. Otherwise, Complainants' counsel will be unavailable for oral argument until December, 2012.

Complainants' counsel has two trials set for December 10, 2012 and December 20, 2012.

Respectfully submitted on August 14, 2012.



Donald P. Roach, OSB 75317
 Attorney for Complainants
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 E-mail: donroachlaw@yahoo.com

CERTIFICATE OF SERVICE

The undersigned declares under penalty of perjury that the following is true and correct:

1. I am over the age of eighteen years and I am not a party to this action.
2. On August 14, 2012, I served a complete copy of **COMPLAINANTS' COMPLAINANTS' RESPONSE TO LIMCO LOGISTICS' MOTION TO POSTPONE ORAL ARGUMENT**

to the following parties at the following addresses, postage prepaid and by email:

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Wayne Rohde, Esq.
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Washington, D.C. 20006
WRohde@cozen.com

DATED: August 14, 2012.

By: 

Donald P. Roach, Esq.
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Attorney for Complainants