

FEDERAL MARITIME COMMISSION

DOCKET NO. 12-03

**THE AUCTION BLOCK COMPANY, an ALASKA CORPORATION, and HARBOR
LEASING, LLC, an ALASKA LIMITED LIABILITY COMPANY**

v.

THE CITY OF HOMER, a MUNICIPAL CORPORATION, and its PORT OF HOMER

COMPLAINANTS' CORRECTIONS TO BRIEF AND REPLY BRIEF

Come now the Complainants and file COMPLAINANTS' CORRECTIONS TO
BRIEF AND REPLY BRIEF.

BRIEF dated December 4, 2012:

Page 32, line 4 "recipe" should note in brackets "[receipt]"

Page 84, line 27 "file" should be "filed"

Page 98, line 22 "plant" should be "Plant"

REPLY BRIEF dated January 25, 2013:

Page 5, line 15 "20122" should be "2011"

Page 6, line 5 - 7 "Respondents did not pay any tax for fish processed in a
shore-based plant in Homer and do not dispute that it does not have any
state of Alaska permits to operate a shore-based plant. Icicle states that
they paid \$110,000 in fish tax in Homer in 2011." should be:

"Icicle did not pay any tax for fish processed in a shore-
based plant in Homer. Respondents are "Unable to admit or deny" that
"The State of Alaska Department of Revenue website does not show any
fisheries business license for a shore based facility in Homer for Icicle
Seafoods, Inc. for the year 2009" and for 2010, 2011 and 2012 and that
"The State of Alaska Department of Revenue website shows a fisheries

business license for a shore based facility in Homer for The Auction Block Company for the year 2010” and for 2011 and 2012. CPFOF Numbers 420 - 426.
<http://www.tax.alaska.gov/programs/programs/queries/fish/license/licenseli sting.aspx>
http://alaska.state.gogov.com/alaska/seafood_listing.cfm?step=land-based Icycle states that it paid \$110,000 in fish tax in Homer in 2011.”

- Page 7, line 3 “and” should be “And”
Page 8, line 29 “year” should be “years”
Page 11, line 9 “date” should be “data”
Page 16, line 6 “Complainant” should be “Complainants”
Page 40, line 27 “reflected the” should be “reflected in the”

DATED this 30th day of January, 2013.

LAW OFFICE OF STEVEN J. SHAMBUREK
Attorney for Complainants

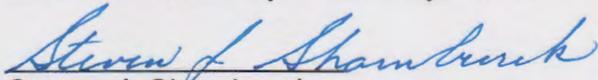
By: 

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the COMPLAINANTS' CORRECTIONS TO BRIEF AND REPLY BRIEF upon Thomas F. Klinkner, Birch Horton Bittner & Cherot, 1127 West 7th Avenue Anchorage, Alaska 99501 by sending a copy by U.S. Mail and by e-mail attachment to tklinkner@bhb.com and also a copy by e-mail attachment to Holly C. Wells at hwells@bhb.com.

Dated this 30th day of January, 2013.


Steven J. Shamburek