

**BEFORE THE
FEDERAL MARITIME COMMISSION**

Docket No. 14-06

**SANTA FE DISCOUNT CRUISE PARKING, INC. d/b/a EZ
CRUISE PARKING; LIGHTHOUSE PARKING, INC.; and
SYLVIA ROBLEDO d/b/a 81st DOLPHIN PARKING**

Complainants

v.

**THE BOARD OF TRUSTEES OF THE GALVESTON
WHARVES and THE GALVESTON PORT FACILITIES
CORPORATION**

Respondents

**OPPOSED EMERGENCY MOTION FOR
ENLARGEMENT OF TIME TO FILE DOCUMENTS**

COME NOW Santa Fe Discount Cruise Parking, Inc. d/b/a EZ Cruise Parking; Lighthouse Parking, Inc.; and Sylvia Robledo d/b/a 81st Dolphin Parking (collectively “Complainants”), by and through the undersigned, and hereby move for an enlargement of time to discover and file documents in the above-captioned matter pursuant to 46 C.F.R. § 502.102. Good cause exists to grant this motion for the reasons that follow:

1. Presently, and pursuant to Your Honor’s January 14, 2015 Order Amending September 30, 2014 Discovery and Briefing Schedule, the current deadline for Complainants to file proposed findings of fact, brief, and appendix is May 1, 2015.

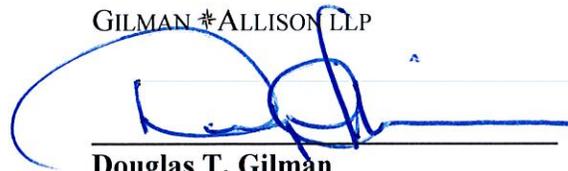
2. On April 28, 2015, Complainant Lighthouse Parking, Inc. was contacted by Mr. Jim Harrison, Clear Lake Shuttle Bus, Inc. (“Clear Lake Shuttle”) regarding the possibility for joining Complainants and challenging access fees currently being charged under the tariff.
3. During such time, Mr. Harrison informed Complainant that Clear Lake Shuttle has operated a series of buses – each having a capacity in excess of fifteen (15) passengers – to shuttle passengers to and from the Cruise Terminal for Moody Gardens and the San Luis hotels in Galveston, Texas.
4. Importantly, Mr. Harrison stated that, the Port of Galveston did not charge Clear Lake Shuttle trip fees for accessing the Cruise Terminal until recently, and that his company has been transporting passengers for the above-named hotels for years.
5. Moody Gardens and the San Luis are both hotels specifically identified by Complainants in their pleadings as being similarly situated and subjected to preferential treatment by Respondents.
6. Pursuant to Your Honor’s execution, Complainants subpoenaed documents directly from both hotels “. . . regarding, referencing, and/or pertaining to transportation services to/from the Cruise Terminal that [each respective hotel] provides to cruise passengers from January 1, 2006 to present,” and no documents identifying or referencing “Clear Lake Shuttle” were produced in response thereto.
7. Based on the foregoing, good cause exists for enlargement of time to allow Complainants an opportunity to investigate, develop and file such newly discovered evidence as same is material and unequivocally relevant to Complainants’ claims and reparations sought in this proceeding.

8. Additionally, Complainants need additional time to discover and investigate the extent to which other shuttle companies similar to Clear Lake Shuttle have also transported cruise passengers and allowed access to the Cruise Terminal without being charged fees by Respondents for such trips.
9. Reasonable grounds exist for filing this motion, and same is not being sought as a dilatory tactic or for delay of this cause, but so that justice may be done.

Accordingly, Complainants respectfully request that the deadline for Complainants to file proposed findings of fact, brief, and appendix and all other deadlines contained with Your Honor's January 14, 2015 Order Amending September 30, 2014 Discovery and Briefing Schedule be extended for ninety (90) days.

Respectfully submitted,

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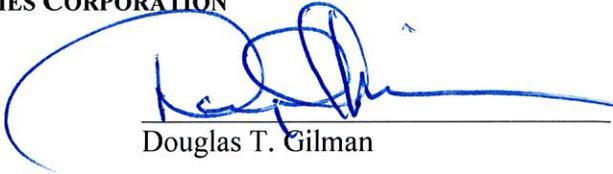
CERTIFICATE OF SERVICE

I hereby certify that I electronically filed this document on this **29th day of April, 2015**, and that a true and correct copy of the foregoing was served on all counsel of record *via* certified mail – return receipt requested and email, as indicated below:

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