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April 21, 2015					
FEDERAL MARITIME COMMISSION					

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DOCKET NO. 14-16

BALTIC AUTO SHIPPING, INC.

v.

**MICHAEL HITRINOV a/k/a MICHAEL KHITRINOV, and
EMPIRE UNITED LINES CO., INC.**

**APRIL 21, 2015, ORDER GRANTING MOTION FOR EXTENSION AND
AMENDING BRIEFING SCHEDULE**

On February 23, 2015, I entered a Briefing Schedule ordering respondents Empire United Lines Co., Inc. and Michael Hitrinov a/k/a Michael Khitrinov (Empire) to file a motion for partial summary decision on or before March 16, 2015, on: (1) the effect of the statute of limitations; and (2) the effect of the settlement resolving the 2011 New Jersey case between the parties. Complainant was ordered to file a response by April 6, 2015, and Empire to reply by April 13, 2015. *Baltic Auto Shipping, Inc. v. Michael Hitrinov a/k/a Michael Khitrinov and Empire United Lines Co., Inc.*, FMC No. 14-16 (ALJ Feb. 24, 2015) (Briefing Schedule). After a telephone conference, the dates were changed to March 23, 2015, April 20, 2015, and May 4, 2015, respectively. *Baltic Auto Shipping, Inc. v. Michael Hitrinov a/k/a Michael Khitrinov and Empire United Lines Co., Inc.*, FMC No. 14-16 (ALJ Mar. 13, 2015) (March 13, 2015, Order on Respondents' Motion and Amended Briefing Schedule).

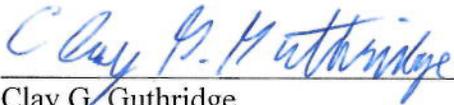
Empire filed its motion for partial summary decision on March 23, 2015. On April 17, 2015, complainant Baltic Auto Shipping, Inc. (Baltic) filed a motion requesting a one week extension of time to file its response to April 27, 2015, and extension of Empire's reply to May 11, 2015. As grounds for the extension, Baltic stated that it had not yet received a complete response to a subpoena *duces tecum* directed to a third party. Baltic stated that it had spoken to counsel for Empire seeking consent, but that counsel had not yet responded. On April 20, 2015, counsel for Baltic forwarded an email from counsel for Empire stating: "Please be advised that the Respondents

consent to your request for an extension of time on condition that the Respondents' Reply becomes due on May 19, 2015." (Email dated April 20, 2015, at 1:32 PM from counsel for Empire to counsel for Baltic.)

Baltic has stated good cause for extending the dates for the parties' briefs; therefore, it is ordered that Baltic's motion be granted. The Briefing Schedule is amended to require:

April 27, 2015 Complainant will file its response to the motion for partial summary decision.

May 19, 2015 Respondents may file a reply to Complainant's response.



Clay G. Guthridge
Administrative Law Judge