UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

HAVANA DOCKS CORPORATION,
Plaintiff,
v.
CARNIVAL CORPORATION,
Defendant.
_____/

Case No. 19-cv-21724
BLOOM/MCALILEY

HAVANA DOCKS CORPORATION,
Plaintiff,
v.
MSC CRUISES SA, et al.,
Defendants.
_____/

Case No. 19-cv-23588
BLOOM/LOUIS

HAVANA DOCKS CORPORATION,
Plaintiff,
v.
ROYAL CARIBBEAN CRUISES, LTD.,
Defendant.
_____/

Case No. 19-cv-23590
BLOOM/LOUIS

HAVANA DOCKS CORPORATION,
Plaintiff,
v.
NORWEGIAN CRUISE LINE HOLDINGS, LTD.,
Defendant.
_____/

Case No.: 19-cv-23591
BLOOM/LOUIS

PLAINTIFF HAVANA DOCKS CORPORATION'S
RESPONSE IN OPPOSITION TO DEFENDANTS' MOTION
TO REMOVE CASES FROM PRETRIAL AND TRIAL CALENDAR

Plaintiff Havana Docks Corporation ("Havana Docks") opposes the motion to remove cases from pretrial and trial calendar (the "Motion")[1] filed by defendants Carnival Corporation, Royal Caribbean Cruises Ltd., Norwegian Cruise Line Holdings, Ltd., MSC Cruises S.A., MSC Cruises S.A. Co., and MSC Cruises (USA), Inc. (collectively, the "Defendants").

1. This case is presently set for the two-week trial period beginning on February 28, 2022. (*Carnival*, ECF No. 291.) The deadline to file pre-trial motions is January 24, 2022. (*Carnival*, ECF No. 413.)

2. Havana Docks is prepared to comply with the Court's deadlines and try this case next month.

3. With that said, the parties agree that pre-trial motion practice will be meaningfully informed by the disposition of the pending motions for summary judgment and motions to strike the jury demand. (Mot. at ¶ 4.) The parties' disagreement is over the Defendants' request for an indefinite stay of these proceedings. (*See* Mot.)

4. There is no question that the Court possesses broad discretion to manage its docket however it sees fit. In the Motion, Defendants request a stay in the "interests of judicial economy and preserv[ing] the valuable resources of the Court and the Parties." (Mot. at ¶ 7.) But an indefinite stay of this proceeding is not necessary to achieve this.

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[1] *Carnival* Case, No. 19-cv-21724, ECF No. 432; *MSC* Case, No. 19-cv-23588, ECF No. 299; *Royal* Case, 19-cv-23590, ECF No. 225; *Norwegian* Case, No. 19-cv-23591, ECF No. 336.

5. Defendants' concerns can be fully addressed, should the Court deem it appropriate, by resetting the deadline to file pre-trial motions. This would provide the parties the benefit of the Court's rulings in determining what pre-trial motions to file, while maintaining the cases on the trial docket and keeping the parties on track to achieve a timely and efficient resolution of these matters.

6. Indeed, Havana Docks believes that removing this case from the trial calendar would be antithetical to its resolution.

7. Havana Docks would welcome the opportunity to discuss the issues raised in the Motion and this response at a status conference following the January 12, 2022 hearing.

For the foregoing reasons, Havana Docks respectfully requests the Court to deny the Motion.

Date: January 10, 2022.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was filed with the Clerk of the Court. I also certify that the foregoing document is being served this 10 January 2022, on all counsel of record or pro se parties either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

By: s/ Roberto Martínez
Roberto Martínez