EXHIBIT "8"

KNOWLEDGE

CONSTRUCTIVE KNOWLEDGE

(As to all Defendants)

Constructive Knowledge

House of Representatives Report – March 1996

"The committee of conference notes that investors in Cuba have been **effectively on notice** regarding the 5,911 **certified U.S. claims since the Cuban claims program was completed** on July 6, 1972. Information regarding whether the claim to a particular property in Cuba is held by a certified U.S. claimant is **readily available**."

142 Cong. Rec. H1645-02, H1660, 1996 WL 90487.

***Carnival*, D.E. 337 & 367 at ¶¶ 43; *MSC*, D.E. 223 & 252 at ¶¶ 43; *Norwegian*, D.E. 233 & 280 at ¶¶ 43; *Royal*, D.E. 144 & 176 at ¶¶ 43** [HDC's Omnibus SOF and Defendants' resp. to same]

President Clinton's Statement on the LIBERTAD Act July 16, 1996

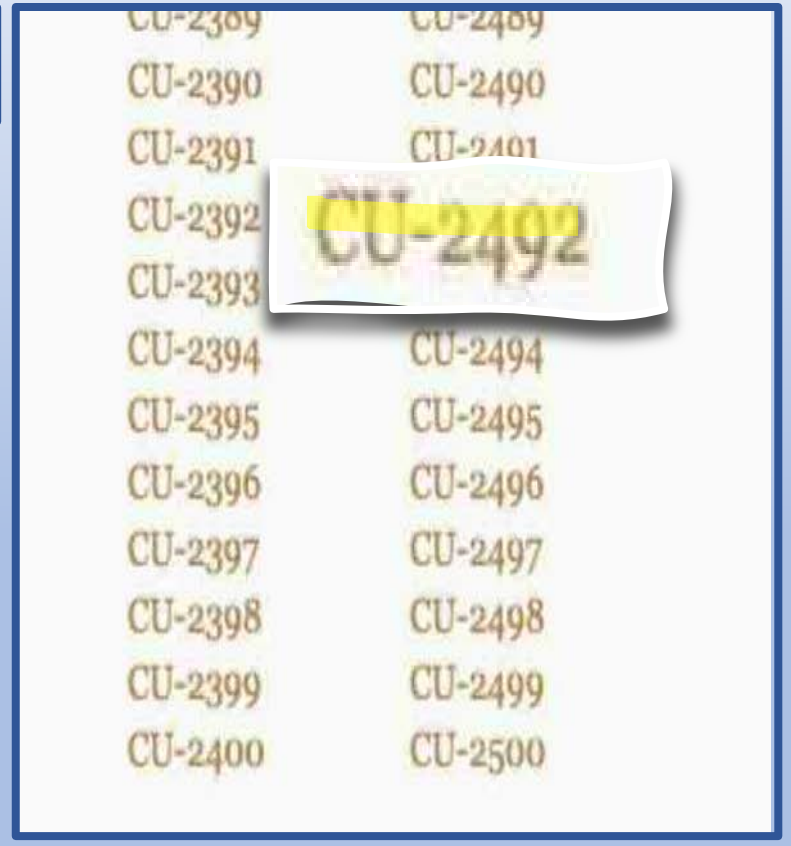
"I will allow Title III to come into force. As a result, all companies doing business in Cuba are **hereby on notice** that by trafficking in expropriated American property, they face the prospect of lawsuits and significant liability in the United States. This will serve as a deterrent to such trafficking, one of the central goals of the LIBERTAD Act."

https://www.govinfo.gov/content/pkg/WCPD-1996-07-22/pdf/WCPD-1996-07-22-Pg1265.pdf

U.S. Department of Justice
Foreign Claims Settlement Commission's Website

Date: 2015 04 15

https://web.archive.org/web/20150415042554/http://www.justice.gov/fcsc/cubaclaims2001-2500



Carnival, D.E. 318-32; *MSC*, 218-38; *NCL*, D.E. 220-32; *Royal*, D.E. 131-16 at HDC 022631-33

Constructive Knowledge

JUNE 2018

Two billboards were "put up at busy Miami intersections" that stated: "Don't aid theft: Cuban docks are stolen property."

D.E. 141 & 172, at ¶¶ 12 [HDC's SOF & Royal's resp. to HDC's SOF].

***Norwegian*, D.E. 234 & D.E. 284 at ¶¶ 25; *Royal*, D.E. 131-13**

ACTUAL KNOWLEDGE

(As to all Defendants)

Actual Knowledge

January 2019

Declaration of Bradley Rose – CLIA's General Counsel

14. Beginning in January 2019, due to the regulatory changes in U.S. policy towards Cuba and the possible activation of Title III of the Helms-Burton Act, CLIA members that were operating cruises to Cuba, or planned to do so, jointly requested legal advice from CLIA Counsel concerning both topics.

15. These CLIA members who originally sought this advice included the defendants of the lawsuits brought by Plaintiff Havana Docks Corporation (Norwegian Cruise Line Holdings, Ltd., Carnival Corporation, Royal Caribbean Cruise Line Ltd., and MSC Cruises S.A., collectively, the "**Cuba Cruise Lines**) as well as other members including those which, as of 2019, may have been planning to cruise to Cuba.

February 2019

17. In mid-February 2019, the Cuba Cruise Lines named above received demand letters from Plaintiff Havana Docks Corporation alleging that these companies violated Title III of the Helms-Burton Act and demanded that each cease operating at the Sierra Maestra Terminal in Havana, Cuba.

18. In response, CLIA members requested that CLIA Counsel analyze, on behalf of its members, the merits of potential Title III claims and the risks that an active Title III poses to cruise lines.

Carnival, D.E. 318-40; *Royal*, D.E. 128-22; *MSC*, D.E. 205-40; *Norwegian*, D.E. 220-40

D.E. 318-40

CARNIVAL ACTUAL KNOWLEDGE

Actual Knowledge

- Carnival **"had some awareness of the certified claim with regard to the Havana Cruise Port Terminal"** around **1996**.

  D.E. 322-2, at 4-5 (RFA Nos. 1-2) [Carnival's resp. to HDC's 1st RFA]; **See D.E. 332 and 374, at ¶¶ 15** [HDC's SOF and Carnival's resp. to HDC's SOF]

- Carnival **has been aware of the Libertad Act** since shortly after it was passed in **1996**, including that the **law has a provision regarding liability for trafficking in confiscated property**.

  D.E. 332 and 374, at ¶¶ 14 [HDC's SOF and Carnival's resp. to HDC's SOF]

- Carnival **knew** of the existence of the certified claim as of **2012**.

  D.E. 332 and 374, at ¶¶ 16 [HDC's SOF and Carnival's resp. to HDC's SOF]

July 1, 1996

A Special Report

on

The Port of Havana

by

Cuba-Caribbean Development Co., Ltd.
and
Arthur Andersen LLP

Port of Havana
Special Cruise Ship Study

Table of Contents

Executive Summary

Section 1.0-Sierra Maestra No. 1 Pier

1.1 Identification
1.1.1 Property
1.2 History
1.2.1 Costa Crociere
1.2.2 Vicinity
1.2.3 Ownership Claims
1.3 Present Operations
1.3.1 Cruise Ship
1.3.2 Commercial
1.4 Specifications
1.4.1Dockage
1.4.2 Notes
1.5 Strengths
1.6 Weaknesses
1.7 Opportunities
1.8 Discussions
1.8.1Cuban Government Officials
1.8.2 Assistance
1.9 Supporting Documentation
1.9.1 Map-Port of Havana
1.9.2 Aerial Map
1.9.3 Subject Locator
1.9.4 Decision No. CU-6165 (FCSC)

Carnival, D.E. 308-42 at HavanaDocks_0438611, 617, 620

Port of Havana Study

Sierra Maestra No. 1 Pier has traditionally been one of the most important terminals in Havana. Its facilities are already in-place for a cruise ship operation, and in fact, Costa Crociere is operating a weekly vessel from Puerto Plata, Dominican Republic to Havana. Prior to 1959, the terminal was under a 99-year lease to a United States Corporation (Havana Docks Corp.). The company has registered various claims with the Foreign Claims Settlement Commission of the United States.

Port of Havana Study

Sierra Maestra No. 1 Pier has traditionally been one of the most important terminals in Havana. Its facilities are already in-place for a cruise ship operation, and in fact, Costa Crociere is operating a weekly vessel from Puerto Plata, Dominican Republic to Havana. Prior to 1959, the terminal was under a 99-year lease to a United States Corporation (Havana Docks Corp.). The company has registered various claims with the Foreign Claims Settlement Commission of the United States.

***Carnival*, D.E. 308-42 at HavanaDocks_0438611, 617, 620**

Port of Havana Study

Havana Docks owned a grouping of Cuban properties, including the "San Francisco", "Machina" and "Santa Maria" piers, linked with a large marginal building. As well as, other real property with all improvements and appurtenances

Port of Havana Study

Havana Docks owned a grouping of Cuban properties, including the "San Francisco", "Machina" and "Santa Maria" piers, linked with a large marginal building. As well as, other real property with all improvements and appurtenances located on the Avenida del Puerto between Calle Amargura and Calle Santa Clara in Havana, facing the Bay of Havana.

Land and Concession	$2,000,000
San Francisco and Machina Piers	4,758,829
Santa Clara Pier	2,110,845

Port of Havana Study

The Helms Burton law allows claimants to bring action in the United States, under Section 302 (e) (1), to seek compensation for trafficking in the confiscated property.

claims.

s:\esports.inf

Cuba-Caribbean Development Co., Ltd. Sections Report

Carnival, D.E. 308-42 at HavanaDocks_0438611, 612

Proposed Decision Was Included in the Special Report on the Port of Havana

CONFIDENTIAL

06/17/96 12:23 ☎2026166993 FCSC 002

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON, D.C. 20579

IN THE MATTER OF THE CLAIM OF

HAVANA DOCKS CORPORATION

Under the International Claims Settlement Act of 1949, as amended

Claim No. CU-2492

Decision No. CU - 6165

Counsel for claimant: Davis, Polk & Wardwell
By Peter H. Madden, Esq.

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intervention of other taking of, or special measures directed against, property including any rights or interests therein owned wholly or partially, directly or indirectly at the time by nationals of the United States.

Section 502(3) of the Act provides:

The term 'property' means any property, right, or interest including any leasehold interest, and debts owed by the Government of Cuba or by enterprises which have been

Claimant states that on the basis of a concession granted by the Government of Cuba, it owned and operated, at the entrance of the harbor of Havana three piers: the "San Francisco", "Machina" and "Santa Clara" linked with a large marginal building.

CONFIDENTIAL HavanaDocks_0438630

Carnival, D.E. 308-42 at HavanaDocks_0438617

Actual Knowledge

April 30, 2015

CONFIDENTIAL

Havana Docks vs. Carnival
P-177
Donald, 072921, SS

From: Donald, Arnold (CarnCorp) <ADonald@carnival.com>
Sent: Thursday, April 30, 2015 9:10 PM
To: Tara Russell
Subject: Re: Further updates

We are a go....

Sent from my iPhone

> On Apr 30, 2015, at 6:58 PM, Tara Russell <tara@rumbleseat.org> wrote:
>
> your feel/reaction on all?
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> i'm making minor tweaks to license app - but mostly so far looks okay.
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>>
>> FYI.... Your eyes only please
>>
>> Sent from my iPhone
>>
>> Begin forwarded message:
>>
>> From: "Arison, Micky (CarnCorp)" <MArison@carnival.com<mailto:MArison@carnival.com>>
>> Date: April 30, 2015 at 4:32:09 PM CDT
>> To: "Donald, Arnold (CarnCorp)" <ADonald@carnival.com<mailto:ADonald@carnival.com>>
>> Subject: Fw: Further updates
>>
>> Fyi
>>
>> From: Hector Alcalde [mailto:h.alcalde@alcalde-fay.com]
>> Sent: Thursday, April 30, 2015 05:26 PM
>> To: Arison, Micky (CarnCorp)
>> Cc: Perez, Arnaldo (CarnCorp)
>> Subject: Further updates
>>
>> Micky,
>> Tandy and I have just finished spending almost an hour visiting with Mario on the "Turkey" issue. He was most pleasant, spoke most positively about his view of the industry, and particularly of his fondness for you, but was unwavering as it pertains to his strong opposition to anything that would give the Castro regime any comfort. We were very clear that what you are proposing was within the confines of existing law, and he understood that, but had every intention to legislatively reduce the number of flights and create obstacles for any business entity that is looking to explore new opportunities. He spent some time reviewing with us the legal limits under the Helms–Burton Act, stating that it was illegal under U.S. law to do business with anyone who is operating expropriated properties, and he stated that all of the ports on that island are expropriated properties that are run and operated by the military. He further stated that this President and other Presidents have provided waivers to companies who have subjected themselves to potential lawsuits by virtue of doing business on expropriated properties.

1

CONFIDENTIAL HavanaDocks_0389062

Email: Hector Alcalde to Micky Arison

>> From: Hector Alcalde [mailto:h.alcalde@alcalde-fay.com]
>> Sent: Thursday, April 30, 2015 05:26 PM
>> To: Arison, Micky (CarnCorp)
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>
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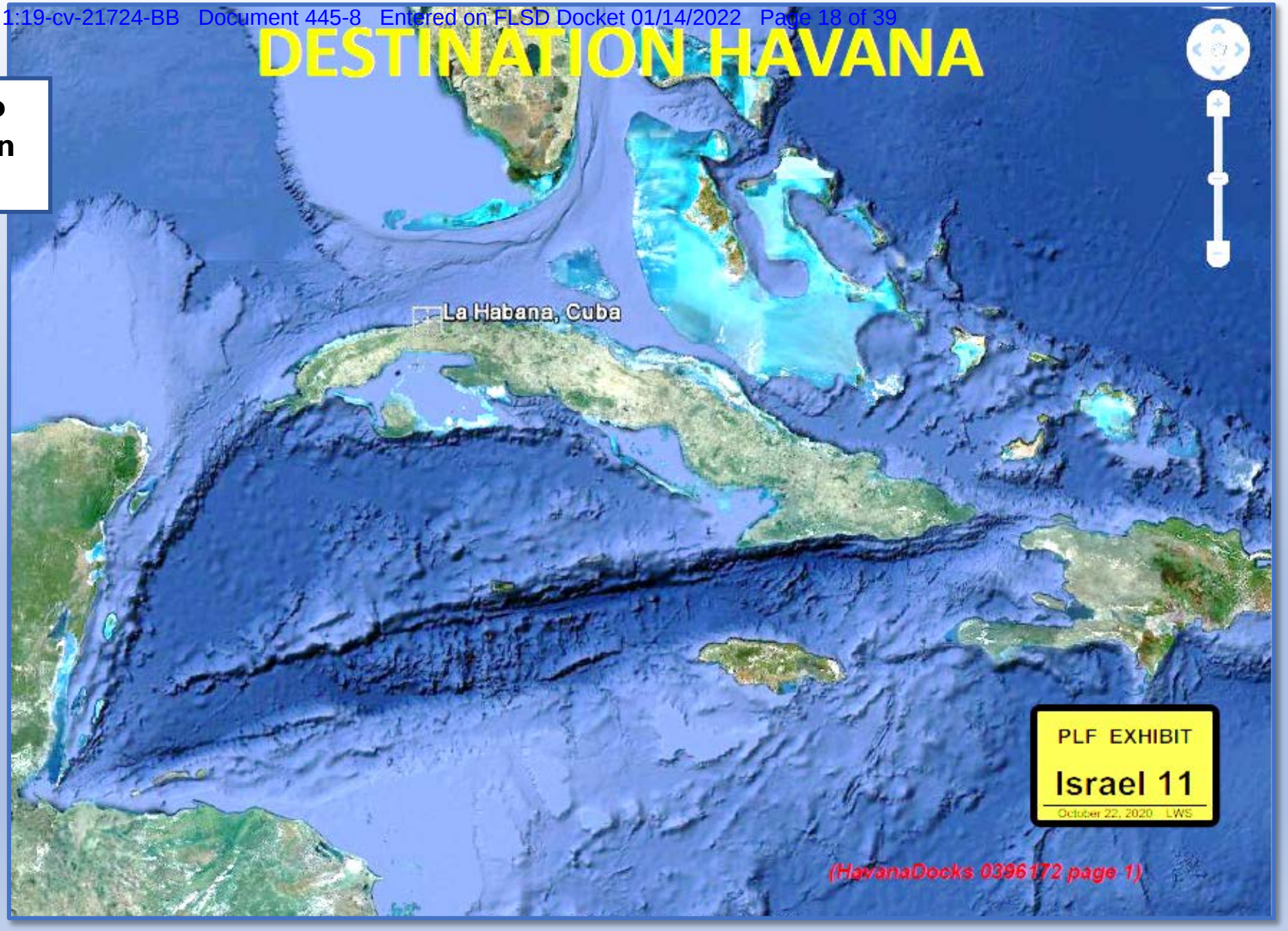
Sent: Thursday, April 30, 2015 9:10 PM
To: Tara Russell
Subject: Re: Further updates

We are a go....

Report Prepared Prior to Carnival Sailing to Cuba in <u>2016</u>



Carnival, D.E. 308-29 at HavanaDocks_0396172, pg. 1

Report Prepared Prior to Carnival Sailing to Cuba in 2016

Sierra Maestra Pier No. 1. Current ownership and ownership claims

- 1934: Havana Docks Corp. obtained from the Government of Cuba a long term concession, comprising among other properties, the current Sierra Maestra Piers No. 1, 2 and 3.
- 1960: The Cuban Government nationalized the property. Havana Docks Corp. registered various claims with the Foreign Claims Settlement Commission of the United States. Claim number 2492 is certified under decision No. 6165.

- The "Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996" establishes that any person that traffics in property which was confiscated by the Cuban Government on or after January 1, 1959, shall be liable to any United States national who owns the claim to such property for money damages...The term "traffics" does not include transactions and uses of property incident to lawful travel to Cuba, to the extent that such transactions and uses of property are necessary to the conduct of such travel.

Carnival, D.E. 308-29 at HavanaDocks_0396172, pg. 7

February 11, 2019

MARGOL & MARGOL
ATTORNEYS AT LAW
2029 NORTH THIRD STRI
JACKSONVILLE BEACH, FLORID

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February 11, 201

RODNEY S. MARGOL
BOARD CERTIFIED CIVIL TRIAL LAWYER

Certified Mail Return Receipt Requested

Carnival Corporation, PLC
c/o Micky Arrrison
Chairman of the Board
3655 NW 87th Avenue
Miami, FL 33178

RE: Violation of Title III Helms Burton Act. 22 U.S.

Dear Mr. Perez:

This correspondence is to put you on formal notice
Sosthenes Behn personally and as President of Havana Docks Corporation, has
rights over the shipping ports and cruise ports, in the harbor of Havana ("the

Carnival Corporation, PLC
c/o Micky Arrrison
Chairman of the Board
3655 NW 87th Avenue
Miami, FL 33178

with any transactions and activities carried out by your company and others
regarding the Property.

possesses a claim with respect to the Property which was
ims Settlement Commission under Title V of the
ment Act of 1949, my client hereby provides you with
I of the Helms Burton Act adopted in 1996 and codified
5091 of the United States Code of his intention to seek
er remedies available to him and Havana Docks
eby given pursuant to 22 U.S.C.A. Section 6082 (a) (3)
vana Docks Corporation's intention to commence an
ainst your company and individuals associated with it
ng on the property in violation of 22 U.S.C.A. Section

d is hereby made that the unlawful trafficking on my
ediately.

ary statement of the relevant portions of the above
referenced statutes published in the United States Federal Register is attached to
this correspondence in accordance with 22 U.S.C.A. Section 6082 (a) (3) (D) (iii)

The Property was taken without compensation by the government of the Republic of Cuba on November 21, 1960. Havana Docks Corporation has been in operation since 1917 and is still in operation today with valid claims to the Property including claims that have been certified by the United States Foreign Claims Settlement Commission. (American Cuban Claim CU-2492 Decision No. CU-6165).

D.E. 332 & 374 at ¶¶ 41; D.E. 311-45 at 2

Carnival's Use of the Havana Port Terminal

After February 11, 2019 (receipt of Margol letter)
6 days D.E. 322-2, at RFA Nos. 100 and 111

Days Used with the Authorization of the Havana Docks Corporation
0 days

D.E. 332 & 374, at ¶¶ 43 [HDC's SOF & Carnival's resp. to HDC's SOF]

MSC
ACTUAL KNOWLEDGE

Actual Knowledge

DEPOSITION OF RICHARD E. SASSO
MSC CRUISES (USA) INC. (CORPORATE REPRESENTATIVE)
November 18, 2020

Page 41

7 Q. When did the Defendants first learn of
8 the Libertad Act?
9 **A. 1996-97, as a Floridian.**
10 Q. You knew about it back then, sir?
11 **A. General knowledge, yes, because I lived**
12 **in South Florida.**
13 Q. And what was your general knowledge back
14 then of the Libertad Act in 1996?
15 **A. Very vague, that there was this effort**
16 **for confiscated property.**
17 Q. What kind of effort?
18 **A. Through the federal government here.**

D.E. 201-1

February 11, 2019

MARGOL & MARGO
ATTORNEYS AT LAW
2029 NORTH THIRD STR
JACKSONVILLE BEACH, FLORID

February 11, 201

RODNEY S. MARGOL
BOARD CERTIFIED CIVIL TRIAL LAWYER

Certified Mail Return Receipt Requested

MSC
c/o Gianni Onorato
6750 N. Andrews, Suite 100
Fort Lauderdale, FL 33309

RE: Violation of Title III Helms Burton Act.

Dear Mr. Onorato:

This correspondence is to put you on formal notice that my client, Mickael Sosthenes Behn personally and as President of Havana Docks Corporation, has rights over the shipping ports and cruise ports, in the harbor of Havana ("the

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MSC
c/o Gianni Onorato
6750 N. Andrews, Suite 100
Fort Lauderdale, FL 33309

ried out by your company and others

claim with respect to the Property which was
nent Commission under Title V of the
1949, my client hereby provides you with
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United States Code of his intention to seek
available to him and Havana Docks
ursuant to 22 U.S.C.A. Section 6082 (a) (3)
Corporation's intention to commence an
ompany and individuals associated with it
roperty in violation of 22 U.S.C.A. Section

made that the unlawful trafficking on my

A copy of the summary statement of the relevant portions of the above referenced statutes published in the United States Federal Register is attached to

The Property was taken without compensation by the government of the Republic of Cuba on November 21, 1960. Havana Docks Corporation has been in operation since 1917 and is still in operation today with valid claims to the Property including claims that have been certified by the United States Foreign Claims Settlement Commission. (American Cuban Claim CU-2492 Decision No. CU-6165).

PLF EXHIBIT
Sasso 2
11/18/2020 LWS

D.E. 224 & 253, at ¶¶ 28; D.E. 201-11, at 2

MSC's Use of the Havana Port Terminal

After February 11, 2019 (receipt of Margol letter)
32 days **D.E. 224 & 253, at ¶¶ 48** **[HDC's SOF and MSC's resp. to same]** *Undisputed that MSC Opera docked at the terminal after Feb. 11, 2019 **D.E. 253 & 273, at ¶¶ 61** **[HDC's add. SOF and MSC's resp. to same]**

Days Used with the Authorization of the Havana Docks Corporation
0 days

D.E. 224 & 253, at ¶¶ 32

NORWEGIAN ACTUAL KNOWLEDGE

VIDEO-RECORDED DEPOSITION
LINCOLN MANUEL VIDAL
VICE PRESIDENT and ASSISTANT GENERAL COUNSEL
December 4, 2020

Page 87

23 Q. When was the first time you learned of
24 the Libertad Act?
25 **A. From its enactment.**

Page 88

1 Q. 1996?
2 **A. Yes.**
***
9 Q. And are you aware that the Castro regime
10 confiscated nationalized properties of US citizens
11 in and around 1960?
12 **A. Yes.**
13 Q. Since when have you known that?
14 **A. I would say for a very long time.**
15 Q. Prior to 2000 did you know that?
16 **A. Yes.**
17 Q. In 2004?
18 **A. Yes.**

Actual knowledge

Norwegian's Individual Motion for Summary Judgment

"It is undisputed that Norwegian first learned of Plaintiff's existence and its Certified Claim in February 2017."

D.E. 230 at 15

February 11, 2019

MARGOL & MARGOL
ATTORNEYS AT LAW
2029 NORTH THIRD STREET
JACKSONVILLE BEACH, FLORIDA

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February

RODNEY S. MARGOL
BOARD CERTIFIED CIVIL TRIAL LAWYER

Certified Mail Return Receipt Requested

Frank Del Rio
Norwegian Cruise Line Holdings, Ltd.
7665 Corporate Center Drive
Miami, Florida 33126

RE: Violation of Title III Helms B

Dear Mr. Del Rio:

This correspondence is to put you
Sosthenes Behn personally and as President of Havana Docks Corporation, has
rights over the shipping ports and cruise ports, in the harbor of Havana ("the

Frank Del Rio
Norwegian Cruise Line Holdings, Ltd.
7665 Corporate Center Drive
Miami, Florida 33126

with any transactions and activities carried out by your company and others
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nd individuals associated with it
violation of 22 U.S.C.A. Section

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A copy of the summary statement of the relevant portions of the above
referenced statutes published in the United States Federal Register is attached to

The Property was taken without compensation by the government of the Republic of Cuba on November 21, 1960. Havana Docks Corporation has been in operation since 1917 and is still in operation today with valid claims to the Property including claims that have been certified by the United States Foreign Claims Settlement Commission. (American Cuban Claim CU-2492 Decision No. CU-6165).

Parodi 12
11/5/2020 LWS

HDC 001554

HDC 001555

D.E. 214-23, at 2

Norwegian's Use of the Havana Port Terminal

March 2017 - June 2019	After February 11, 2019 (receipt of Margol letter)
299 days D.E. 228 & 282, at ¶¶ 15 [HDC's SOF & Norwegian's resp. to HDC's SOF]	**53 days** D.E. 228 & 282, at ¶¶ 16 [HDC's SOF & Norwegian's resp. to HDC's SOF]

Days Used with the Authorization of the Havana Docks Corporation
0 days

D.E. 228 & 282, at ¶¶ 12, 31 [HDC's SOF & Norwegian's resp. to HDC's SOF]

ROYAL
ACTUAL KNOWLEDGE

VIDEO-RECORDED DEPOSITION
ELENI P. KALISCH
VICE PRESIDENT OF GOVERNMENT RELATIONS
November 18, 2020

Page 35

22 Q. Now, this conversation that you had with
23 Representative Diaz-Balart, the one in which he
24 warned Royal Caribbean that they might be subject
25 to lawsuits if they traveled to Cuba, is it – I

Page 36

1 know you don't remember the exact date of the
2 conversation, but is it -- would it be fair to
3 ballpark it at sometime before Royal Caribbean
4 began cruising to Cuba?
5 **A. Yes.**
6 Q. Did you convey that conversation to
7 anybody else at the time that you had the
8 conversation?
9 **A. Well, those conversations with the**
10 **congressmen included Adam Goldstein. It was during**
11 **our visits to Capitol Hill.**
12 **There were a couple of discussions he**
13 **and I had at MIA waiting for a flight, but the bulk**
14 **of them were in his office on Capitol Hill, and**
15 **Adam Goldstein was there.**

No Due Diligence Prior to Sailing to Cuba

VIDEO-RECORDED 30(B)(6) DEPOSITION

BRADLEY H. STEIN

Senior Vice President, General Counsel, Corporate Secretary, Chief Compliance Officer

November 20, 2020

Page 43

21 Q. Prior to Royal Caribbean cruising to
22 Cuba and using the Havana Port Terminal, did Royal
23 Caribbean do any due diligence at all to determine
24 who owned the Havana Port Terminal before it was
25 confiscated by the Cuban Government?

Page 44

1 **A. Not to my knowledge, no.**
2 Q. And why not, sir?
3 **A. We didn't think it was necessary.**
4 Q. Why not, sir?
5 **A. Hmm?**
6 Q. Why not?
7 **A. Once we received our -- once we**
8 **understood we had a general license to go to Cuba**
9 **and once the Cuban Government told us that if we**
10 **were to go to Havana, this is where we were going,**
11 **to this pier, we did not feel we needed to do any**
12 **research to the original owner of the pier.**

D.E. 141 & 172, at ¶¶ 11 [HDC's SOF & Royal's resp. to HDC's SOF]

Actual Knowledge

June 2018

Google Alerts to:
Megan Shaw – Manager of Product Development Under the Global Tours Operation Group (2016-2019)

Message

From: Google Alerts [googlealerts-noreply@google.com]
Sent: 6/25/2018 1:03:19 PM
To: Megan Shaw [/o=ExchangeLabs/ou=Exchange Administrative Group
(FYDI
Subject: [EXTE

From: Google Alerts
Sent: 6/25/2018
To: Megan Shaw

cuba cruis
Daily update · June

NEWS

The federal government says this man rightfully owns Havana's cruise port

think that then-President ...

Flag as irrelevant

D.E. 128-10
D.E. 141 & 172, at ¶¶ 13 [HDC's SOF & Royal's resp. to HDC's SOF]

Actual Knowledge

July 2018

Google Alerts to:
Megan Shaw – Manager of Product Development Under the Global Tours Operation Group (2016-2019)

Message

From: Google Alerts [googlealerts-noreply@google.com]
Sent: 7/16/2018 1:04:5
To: Megan Shaw [/o=
(FYDIBOHF23SPD 00327]
Subject: [EXTERNAL] Goog

Google Alerts
7/16/2018
Megan Shaw

cuba cruises
Daily update · July 16, 2018

NEWS

Miami billboards accuse **cruise** ships that sail to **Cuba** of dealing in confiscated property
Miami Herald

frustration grows.

Flag as irrelevant

D.E. 128-9
D.E. 141 & 172, at ¶¶ 14 [HDC's SOF & Royal's resp. to HDC's SOF]

Actual Knowledge

November 2018

From: Michael Figgis
Sent: Friday, November 09, 2018 9:48 AM
To: Tyler Rand <trand@rccl.com>
Cc: Joshua Carroll <jcarroll@rccl.com>; Marc Miller <marcmiller@rccl.com>
Subject: Fwd: Cuba: Trump administration tightens sanctions, may allow U.S. lawsuits

Activating Title III?

Creating a bigger stir among foreign businesspeople and foreign embassies in Havana, the *Miami Herald* reported on Halloween night before Bolton's speech that the Trump administration is pondering activation of a clause in the Helms-Burton law that would allow some 6,000 claimants to sue third-country companies in U.S. courts over properties confiscated after the Cuban revolution.

Anti-cruise protests

Meanwhile, a group of anti-Cuba activists in Miami that started a media campaign against cruising to Cuba this summer, with support from individuals with claims against Cuba, is preparing a series of protests against cruise lines offering voyages to Cuba.

According to the Breitbart website, a coalition of advocacy groups is planning a "large-scale caravan protest in Miami against cruise corporations choosing to do business with Cuba". "The groups successfully completed a test run of the caravan protest .. and have planned to launch the full version of the protest during peak tourism season," an article on the website says, based on an interview with

At least two individuals with claims argue that cruise ships using docks in Havana and Santiago are "trafficking in stolen American property".

Talks with the Cuban government over settling the nearly 6,000 claims filed by U.S. entities were begun by the Obama administration, but the Trump administration discontinued them

D.E. 141 & 172, at ¶¶ 15 [HDC's SOF & Royal's resp. to HDC's SOF]

D.E. 128-13

February 9, 2019

From: Mario Rodriguez <mariorodriguez@rccl.com>
Date: February 9, 2019 at 12:06:19 PM EST
To: Jorge Delgado <jdelgado@rccl.com>, Michael Goldner <mgoldner@rccl.com>, Francisco Mallmann <fmallmann@azamara.com>, Jessica Ohanian <johanian@rccl.com>, Claire Mason <cmason@rccl.com>, Chris Allen <callen@rccl.com>, Roberta Jacoby <rjacoby@rccl.com>, Megan Shaw <mshaw@rccl.com>
Cc: Ashlee Aleman <aaleman@rccl.com>, Christopher Elias <celias@rccl.com>, Jason Balfour <jbalfour@rccl.com>, Jason Karukin <jasonkarukin@rccl.com>
Subject: Cuba Risk memo

First of all, I wanted to that everyone who has been so generous with their time helping us put this memo together.

We have compiled the feedback we received from this collective team to piece together the enclosed memorandum. This memo would be delivered to Jason by Wednesday of next week. As such, we would ask you to please review this draft and provide us with any feedback by Tuesday Feb. 11.

Again, thank you for helping us pull this together!

Regards... Mario

Mario Rodriguez | VP, Audit and Advisory Services

Royal Caribbean Cruises Ltd.
1050 Caribbean Way, Miami, FL 33132
tel: 305-982-2078 | cell: 954-740-3781 | email: MarioRodriguez@rccl.com

RCL could face numerous law suits from U.S. nationals with claims to confiscated property, particularly Cuban port facilities.

DRAFT

Date: February 8, 2019

To: Jason Liberty

Re: Cuba Update

DRAFT

Potential Scenario	Path	Details	Implications
(2) Changes in US Policy Towards Cuba (Continued)	Enforcement of Title III of the Helms-Burton Act	**The Helms-Burton Act** (1996) extended the reach of the Cuban trade embargo to apply to foreign companies trading with Cuba, and penalized foreign companies allegedly "trafficking" in property formerly owned by U.S. citizens but confiscated by Cuba after the Cuban revolution. **Title III** of the Act creates a private cause of action and authorizes U.S. nationals with claims to confiscated property in Cuba to file suit in U.S. courts against persons that may be "trafficking" in that property. The Act grants the President the authority to suspend the lawsuit provisions for periods of 6 months if it is necessary to the national interest of the U.S. Successive presidents have exercised this authority. On January 16, Secretary of State Mike Pompeo opened the possibility that the U.S. government might allow Title III to take effect, stating the administration was suspending Title III again, but only for 45 days instead of the six-month period. Pompeo said the administration was conducting a careful review of Title III "in light of the national interests of the United States and efforts to expedite a transition to Democracy in Cuba and included factors such as the Cuban regime's brutal oppression of human rights and fundamental freedoms."	Title III could allow an avalanche of lawsuits in U.S. courts brought by American companies and individuals against entities that profit from their use of tourism properties, seaports and other operations where there are prior claims. RCL could face numerous law suits from U.S. nationals with claims to confiscated property, particularly Cuban port facilities. • **Note:** The major American companies doing business in Cuba - AirBnB, airlines and cruise companies - could emerge unscathed because the 1996 law contains exemptions for business related to legal travel to Cuba.

D.E. 141 & 172, at ¶¶ 18

[HDC's SOF & Royal's resp. to HDC's SOF]

D.E. 123-24

February 11, 2019

MARGOL & MARGOL
ATTORNEYS AT LAW
2029 NORTH THIRD STRE
JACKSONVILLE BEACH, FLORID

CERTIFIED MAIL® RECEIPT
Domestic Mail Only
For delivery information, visit our website at www.usps.com®.
MIAMI, FL 33132
OFFICIAL USE
Certified Mail Fee $3.50
Extra Services & Fees (check box, add fee as appropriate)
Return Receipt (hardcopy) $0.00
Return Receipt (electronic) $0.00
FEB 11 2019

7017 2680 0001 0492 3178

February 11, 201

RODNEY S. MARGOL
BOARD CERTIFIED CIVIL TRIAL LAWYER

Certified Mail Return Receipt Requested

Royal Caribbean International
c/o Bradley H. Stein, General Counsel
1050 Caribbean Way
Miami, FL 33132

RE: Violation of Title III Helms Burton Act. 22

Dear Mr. Stein:

This correspondence is to put you on formal notice that my client, Mickael Sosthenes Behn personally and as President of Havana Docks Corporation, has

Royal Caribbean International
c/o Bradley H. Stein, General Counsel
1050 Caribbean Way
Miami, FL 33132

with any transactions and activities carried out by your company and others regarding the Property.

s a claim with respect to the Property which was
tlement Commission under Title V of the
t of 1949, my client hereby provides you with
Helms Burton Act adopted in 1996 and codified
the United States Code of his intention to seek
dies available to him and Havana Docks
en pursuant to 22 U.S.C.A. Section 6082 (a) (3)
ocks Corporation's intention to commence an
ur company and individuals associated with it
he property in violation of 22 U.S.C.A. Section

eby made that the unlawful trafficking on my
client's property cease immediately.

A copy of the summary statement of the relevant portions of the above

The Property was taken without compensation by the government of the Republic of Cuba on November 21, 1960. Havana Docks Corporation has been in operation since 1917 and is still in operation today with valid claims to the Property including claims that have been certified by the United States Foreign Claims Settlement Commission. (American Cuban Claim CU-2492 Decision No. CU-6165).

PLF EXHIBIT
Stein 3
11/20/20 LWS

HDC 001550

D.E. 141 & 172, at ¶¶ 20 [HDC's SOF & Royal's Resp. to HDC's SOF]
D.E. 131-3 at 2-3 (RFA Nos. 4-5) [Royal's Resp. to HDC's 1st Set of RFAs]
D.E. 122-12

HDC 001551

Royal's USE of the Havana Port Terminal

March 2017 - June 2019	After February 11, 2019 (receipt of Margol letter)
341 days	**73 days**
D.E. 141 & 172, at ¶¶ 29 [HDC's SOF & Royal's resp. to HDC's SOF] – Azamara Quest & Journey, Empress of the Seas & Majesty of the Seas D.E. 131-4, at RFA Nos. 145, 150, 174, 175, 177 [Royal's resp. to HDC's 1st RFAs – Aug. 30, 2021] – Silver Wind & Spirit D.E. 132 at 3 [Royal's MSJ] – Silver Cloud	D.E. 131-3, at RFA No. 138 [Royal's resp. to HDC's 1st RFAs – Aug. 2, 2021] – Azamara Journey, Majesty of the Seas & Empress of the Seas D.E. 131-4, at RFA Nos. 150, 177 [Royal's resp. to HDC's 1st RFAs – Aug. 30, 2021] – Silver Wind & Spirit

Days Used with the Authorization of the Havana Docks Corporation
0 days

D.E. 141 & 172, at ¶¶ 24, 25 [HDC's SOF & Royal's resp. to HDC's SOF]