

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS  
DIVISION OF ST. CROIX

COMMISSIONER OF THE DEPARTMENT	:	CIVIL ACTION
OF PLANNING AND NATURAL	:	
RESOURCES, ALICIA V. BARNES,	:	
et al.	:	
	:	
v.	:	
	:	
CENTURY ALUMINUM COMPANY,	:	
et al.	:	NO. 05-62

ORDER

AND NOW, this 26th day of March, 2013, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that:

- (1) the motion of defendants HOVENSA, LLC and Hess Oil Virgin Islands Corporation to exclude the expert report and testimony of Kevin J. Boyle, Ph.D. (Doc. #1238) is DENIED; and
- (2) the motion of Lockheed Martin Corporation to exclude expert testimony of Kevin J. Boyle (Doc. #1240) is DENIED.

BY THE COURT:

/s/ Harvey Bartle III  
HARVEY BARTLE III J.  
SITTING BY DESIGNATION