

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 8th day of May, 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 Dr. Remy J.-C. Henet (Doc. #1236) is DENIED;

(2) the motion of defendant Lockheed Martin Corporation to exclude the opinion testimony of Dr. Remy J.-C. Henet (Doc. #1256) is DENIED; and

(3) the motion of defendant Lockheed Martin Corporation to strike the declaration of Dr. Remy J.-C. Henet filed on December 14, 2012 (Doc. #1328) is DENIED.

BY THE COURT:

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