

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 9th day of July, 2013, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that:

(1) the motion of defendant Lockheed Martin Corporation to exclude expert testimony of Brian Daley Ph.D., as well as those opinions of Stratus Consulting based upon Dr. Daley's testimony (Doc. #1254) is DENIED; and

(2) the motion of defendant Lockheed Martin Corporation to strike the declaration of Brian Daley Ph.D. filed on December 14, 2012 and incorporated memorandum of law (Doc. #1322) is DENIED.

BY THE COURT:

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