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, : no. 05-62

ORDER

AND NOW, this 28th day of August, 2013, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that the motion of the plaintiffs to exclude certain portions of the expert report, opinions, and testimony of Paul D. Boehm (Doc. #1235) is DENIED.

BY THE COURT:

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