

# JOEL H. HOLT, ESQ. P.C.

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February 18, 2014

William F. McMurry  
McMurry & Associates  
1201 Story Avenue, Suite 301  
Louisville, Kentucky 40206  
[bill@courtroomlaw.com](mailto:bill@courtroomlaw.com)

**Re: *Alleyne et al v Cruzan & Diageo***


**Sent by Mail and Email**

Dear Bill:

Attached is the draft stipulation we discussed. Cruzan's lawyer, Chad Messier has approved everything.

Call me after you have had time to look at this. My cell is best as I am traveling this week (340-277-5393).

Cordially,



Joel H. Holt  
JHH/jf  
Enclosure

Cc: Chad Messier  
Carl Hartmann  
Vince Colianni  
Vince Colianni, Jr.  
Douglas H. Morris II  
Lea A. Player

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

RYAN ALLEYNE, ENID V. ALLEYNE,  
MICHAEL BICETTE,  
MARCO BLACKMAN, ANISTIA JOHN,  
GEORGE JOHN, SUSIE SANES and  
ALICIA SANES, on behalf of themselves  
and all others similarly situated,

*Plaintiffs,*

v.

DIAGEO USVI, INC. and  
CRUZAN VIRIL, LTD.,

*Defendants.*

Case No.: SX 2013-CV- 143

**CLASS ACTION**

**JURY TRIAL DEMANDED**

**STIPULATED RENEWED REQUEST FOR ORAL ARGUMENT AND  
TO STAY DISCOVERY**

Come now the parties, by their respective counsel, and hereby jointly renew their request for a hearing on the pending Rule 12 motions to dismiss and to strike, which have been fully briefed, in order to present oral argument.

The parties further stipulate that discovery shall be stayed pending disposition of these two motions. Plaintiffs' pending Rule 33 (interrogatories), Rule 34 (document production requests) and Rule 36 (request for admissions) discovery requests are hereby withdrawn.

A proposed Order is attached.

**Dated:** February \_\_\_\_, 2014

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vinny@colianni.com

Dated: February \_\_, 2014

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**Chad C. Messier, Esq.** (Bar No. 497)  
**Stefan B. Herpel, Esq.** (Bar No. 1019)  
*Counsel for Defendant,*  
*Cruzan VIRIL, Ltd.*  
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**CLASS ACTION**

**JURY TRIAL DEMANDED**

**ORDER**

At the joint request of the parties, oral argument is set on the pending Rule 12 motions to dismiss and to strike on \_\_\_\_\_, 2014.

It is further ORDERED that pursuant to the parties' agreement, all discovery shall be stayed pending disposition of defendants' motions to dismiss and any discovery propounded under Rule 33 (interrogatories), Rule 34 (requests for production) and Rule 36 (request for admissions) prior to the date of this Order is hereby deemed withdrawn.

**Dated:** February \_\_, 2014

\_\_\_\_\_  
Honorable Robert Molloy  
Judge, Superior Court

ATTEST: \_\_\_\_\_  
Clerk of Court

BY: \_\_\_\_\_  
Deputy Clerk