

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

UNITED STATES OF AMERICA	)	
	)	
Plaintiff,	)	
	)	Civ. A. No. 1:21-cv-264
v.	)	
	)	<b>UNOPPOSED MOTION TO STAY</b>
LIMETREE BAY REFINING, LLC	)	
	)	
and	)	
	)	
LIMETREE BAY TERMINALS, LLC	)	
	)	
Defendants.	)	
	)	

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**UNOPPOSED MOTION TO STAY ALL DEADLINES**

The United States respectfully requests that the Court stay all deadlines in this matter for ninety days in accordance with the Stipulation filed simultaneously with this Motion. See Dkt. 2 at ¶ 14. Defendants do not oppose this motion. Id.

Simultaneously with this Motion and the Stipulation, the United States on behalf of the Environmental Protection Agency (“EPA”) filed a Complaint under Section 303 of the Clean Air Act, 42 U.S.C. § 7603, alleging that the petroleum refinery (“Refinery”) that the defendants Limetree Bay Refining, LLC and Limetree Bay Terminals, LLC (collectively, “Limetree Bay”) own and operate on St. Croix is presenting an imminent and substantial endangerment. The Complaint seeks injunctive relief requiring Limetree Bay to comply with an Emergency Order (“EPA Order”) that EPA issued on May 14, 2021, to implement and comply with the corrective action plan required by the EPA Order upon its approval by EPA, and other relief.

The Refinery is now idle, and Limetree Bay does not currently intend to restart the Refinery or any Refinery Process Unit, except as necessary to purge hydrocarbons from process units and other equipment as part of the process of bringing the Refinery to a state of indefinite shutdown. See Dkt. 2 at

2 & ¶¶ 1, 9-10. The Stipulation does not resolve the United States' claims, but rather addresses the Defendants' changed circumstances in proceeding toward indefinite shutdown of the Refinery and ensures that they meet the requirements of the EPA Order during the shutdown process and notify the United States and the Court in advance of any restart.

The Parties wish to stay this matter for a period of ninety days while they continue to evaluate the Defendants' changed circumstances and conduct negotiations to resolve the United States' claims alleged in the Complaint. The United States therefore respectfully requests that the Court enter the attached Order staying all deadlines for ninety days.

Respectfully submitted,

For Plaintiff United States of America:

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Environment and Natural Resources Division  
U.S. Department of Justice

s/ Myles E. Flint, II  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that on July 12, 2021, he filed the this *UNOPPOSED MOTION TO STAY ALL DEADLINES* electronically with the Clerk of Court using the CM/ECF system, which will send notifications of this filing to all who have made appearances and further certifies that the *UNOPPOSED MOTION TO STAY ALL DEADLINES* will be served on counsel for Limetree Bay Refining, LLC and Limetree Bay Terminals, LLC by electronic mail:

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