

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION**

CASE NO. 1:10-cv-23285-JLK

CASE NO. 1:10-cv-23523-JLK

JULIA and PETER JAMES,

Plaintiffs,

JOY and RAYMOND SYMONDS,

Plaintiffs

vs.

NCL BAHAMAS, LTD., a Bermuda
Company,

Defendant.

_____ /

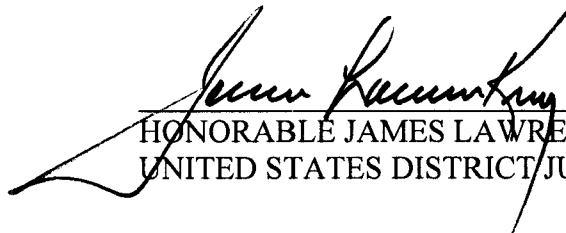
**ORDER DENYING DEFENDANT'S
MOTIONS TO DISMISS**

THIS CAUSE comes before the Court upon motions to dismiss filed by Defendant in the two above-numbered cases which have been consolidated by this Court for purposes of adjudication. In *James*, Case No. 10-23523, Defendant filed its Motion to Dismiss (DE #25) Plaintiffs' Second Amended Complaint on December 29, 2010. In *Symonds*, Case No. 10-23285, Defendant filed its Motion to Dismiss (DE #22) Plaintiff's Amended Complaint on December 28, 2010. Plaintiffs in each case have filed their Responses (Case No. 10-23523 DE #26; Case No. 10-23285 DE #24) thereto. The underlying motions are therefore ripe for determination.

Upon consideration of the respective motions, the Court finds that Plaintiffs have properly stated causes of action against Defendant. Accordingly, the Court being otherwise fully advised, **ORDERS, ADJUDGES, and DECREES** that:

1. In Case No. 10-23285, Defendant's Motion to Dismiss (DE # 22) be, and the same is, hereby **DENIED**. Defendant shall **ANSWER** Plaintiff's Amended Complaint **within twenty days** of the date of this Order.
2. In Case No. 10-23523, Defendant's Motion to Dismiss (DE #25) be, and the same is, hereby **DENIED**. Defendant shall **ANSWER** Plaintiff's Second Amended Complaint **within twenty days** of the date of this Order.

DONE AND ORDERED in Chambers, at Miami, Miami-Dade County, Florida, this
19th day of January, 2011.


HONORABLE JAMES LAWRENCE KING
UNITED STATES DISTRICT JUDGE

Cc:

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