

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA

MAERSK SEALAND
Plaintiff,

v.

CASE NO. 02-21612-CIV-MARRA
Magistrate Judge O'Sullivan

ECU-LINE USA, LLC,
Defendant.

FILED
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CLARENCE MADDOX
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S.D. OF FLA. - MIA
by [Signature] Doc.

ANSWER

Defendant, ECU-LINE USA, LLC (hereinafter ECU-LINE) and through its undersigned counsel, answers the complaint filed against it as follows:

1. Defendant, ECU-LINE denies the allegations contained in paragraphs 4, 6, 7 AND 8 and demands strict proof thereof.
2. Defendant, ECU-LINE is without knowledge of the allegations contained in paragraph 2 and demands strict proof thereof.
3. The allegations contained in paragraph 1 is jurisdictional and requires no response.
4. Defendant, ECU-LINE admits the allegation contained in Paragraphs 3 and 5.
5. All allegations not specifically admitted are hereby denied.

[Signature]
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6. Defendant has retained the services of the undersigned to defend its interest and has agreed to pay a reasonable attorney fee for such services.

AFFIRMATIVE DEFENSES

7. Any amount owed Plaintiff is subject to set off by amounts owed by Plaintiff to Defendant in the form of "VIP Offsets".

8. Defendant has been paid all amounts owed Plaintiff and is otherwise fulfilled its accord and satisfaction.

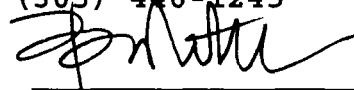
9. Defendant is owed more money by Plaintiff than it owes the Plaintiff and is entitled that Plaintiff pay it the difference in its favor.

WHEREFORE Defendant ECU-LINE prays for judgment in its favor and against Plaintiff plus attorney fees, costs and any other relief this Court deems just and proper.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. Mail to Lawrence D. Smith, Esq., Walton Lantaff Schroeder & Carson, 9350 S. Dixie Highway, 10th Floor, Miami, FL 33156, on this 30th day of September, 2002.

Lusky & Motola, P.A.
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