

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HERNING SHIPPING A.S.,

Plaintiff,

-v-

COINDAGRO S.A.,

Defendant.

USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 10/21/09

No. 09 Civ. 7770 (RJS)  
ORDER

RICHARD J. SULLIVAN, District Judge:

In light of the recent decision by the United States Court of Appeals for the Second Circuit in *The Shipping Corporation of India Ltd. v. Jaldhi Overseas Pte Ltd.*, \_\_\_ F.3d \_\_\_, No. 08 Civ. 3477, 2009 WL 3319675 (2d Cir. Oct. 16, 2009), Plaintiff is HEREBY ORDERED to provide the Court with a letter, to be *received* no later than Monday, October 26, 2009, explaining why the *ex parte* order for Process of Maritime Attachment and Garnishment and any attachments effectuated pursuant to that order should not be vacated, and accordingly, why this case should not be dismissed. The letter shall be sent to the chambers' email address at [sullivannysdchambers@nysd.uscourts.gov](mailto:sullivannysdchambers@nysd.uscourts.gov).

SO ORDERED.

Dated: October 20, 2009  
New York, New York

  
RICHARD J. SULLIVAN  
UNITED STATES DISTRICT JUDGE