

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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FUJIAN OCEAN SHIPPING CO. LTD.,  
individually and on behalf of M/V ZHENG RUN  
(IMO No. 9593816), and M/V ZHENG RONG  
(IMO No. 9593828),  
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Plaintiff,  
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:  
-against-  
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O.W. BUNKER FAR EAST (S) PTE. LTD.,  
EQUATORIAL MARINE FUEL  
MANAGEMENT SERVICES PTE LTD.,  
SINANJU MARINE SERVICES PTE LTD.,  
GLOBAL MARINE TRANSPORTATION PTE  
LTD., GLOBAL ENERGY TRADING PTE LTD.  
and ING BANK N.V.,  
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Defendants.  
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16-CV-401 (VEC)  
OPINION & ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on February 1, 2016, Fujian Ocean Shipping Co. Ltd. (“Fujian”) deposited \$1,972,392.60 in the Court’s registry to stand as security in this interpleader action, Deposit Order, Dkt. 12; Cashiers Office Receipt (Feb. 1, 2016 text entry);

WHEREAS on March 28, 2022, the Court resolved cross-summary judgment motions filed by Global Energy Trading Pte Ltd. (“GET”) and ING Bank N.V. (“ING”), *Fujian Ocean Shipping Co. v. O.W. Bunker Far E. (S) PTE. Ltd.*, No. 16-CV-401, 2022 WL 902668 (S.D.N.Y. Mar. 28, 2022);

WHEREAS the Court found that “ING is entitled to \$1,315,247.52 (the invoice amounts) plus \$50,276.33 (prejudgment interest) minus the attorneys’ fees and costs to be awarded to Fujian following either the parties’ agreement on that issue or the Court’s resolution of a new fee

application,” and that “Fujian is entitled to \$606,868.75, the remaining amount on deposit, plus the attorneys’ fees and costs that ultimately will be awarded,” *id.* at \*18;

WHEREAS on July 29, 2022, the parties filed a proposed stipulation and order with respect to the disbursement of the \$1,972,392.60 on deposit with the Court, Prop. Stip., Dkt. 107;

WHEREAS on August 2, 2022, the Court granted the parties’ request that the monetary terms in the proposed stipulation and order be kept under seal, Endorsement, Dkt. 108;

WHEREAS pursuant to the proposed stipulation, [REDACTED] is to be disbursed to Fujian’s attorneys in this action, to then be disbursed by them in accordance with the Settlement Agreement, Prop. Stip, Dkt. 107 at 3;

WHEREAS the proposed stipulation also states that “the balance of the Interpleader Fund, comprising [REDACTED] [is to] be deposited into an interest-bearing account under the Court’s CRIS system,” *id.*;

WHEREAS given that the Interpleader Fund totals \$1,972,392.60, following a disbursement of [REDACTED] to Fujian’s attorneys, [REDACTED] (and not [REDACTED]) would comprise the balance of the Interpleader Fund and would remain deposited with the Court; and

WHEREAS the proposed stipulation accordingly leaves [REDACTED] unaccounted for and on deposit in the Court registry’s non-interest bearing account.

IT IS HEREBY ORDERED that by no later than **Friday, August 12, 2022**, the parties must file a letter explaining the unaccounted for [REDACTED] or alternatively, the parties may file a revised proposed stipulation and order accounting for the entire Interpleader Fund.

**SO ORDERED.**

**Date: August 2, 2022**  
**New York, NY**



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**VALERIE CAPRONI**  
**United States District Judge**