Marsh & McLennan Agency LLC v. Williams, Jr. et al Doc. 76

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARSH & MCLENNAN AGENCY LLC, Plaintiff, -v- DONALD DRENNAN WILLIAMS, JR. *et al.*, Defendants.	22 Civ. 8920 (JPC) ORDER

JOHN P. CRONAN, United States District Judge:

On March 18, 2024, Defendants filed a motion that sought that sought dismissal of this action and, as an alternative form of relief, an order compelling arbitration. Dkts. 58, 59 ("Mot."). Specifically, Defendants argue that the Honorable Vernon S. Broderick's July 2, 2021, decision in *Marsh & McLennan Agency LLC v. Ferguson*, No. 19 Civ. 3837 (VSB) (S.D.N.Y. July 2, 2021), Dkt. 110, precludes Plaintiff from relitigating whether it should be compelled to arbitrate its claims in this case. Mot. at 17-19. In reply, Plaintiff argues that collateral estoppel cannot apply because the underlying decision in *Ferguson* is sealed. Dkt. 65 at 23 ("It stands to reason that collateral estoppel cannot apply where there is no ruling available at all."). The *Ferguson* Order and Opinion is no longer sealed. *See Ferguson*, No. 19 Civ. 3837, Dkts. 110, 144. Accordingly, by March 13, 2025, the parties shall file simultaneous supplemental briefs, of no longer than 1,250 words, addressing whether Plaintiff is collaterally estopped from relitigating whether it should be compelled to arbitrate its claims.

SO ORDERED.

Dated: March 6, 2025
New York, New York

JOHN P. CRONAN
United States District Judge

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