

THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

PUERTO RICO LAND & FRUIT, S.E., et  
al.,

Plaintiffs,

v.

Civil No. 09-2280 (ADC)

MUNICIPIO DE CULEBRA, et al.,

Defendants.

ORDER

Before the Court is a limited motion to intervene filed by CORALations, Inc., (“Coralations”) a non-profit corporation dedicated to conservation and restoration of coral reefs that operates principally in Culebra, Puerto Rico. ECF No. 349. Coralations, acting in its own and the public’s interests, seeks to intervene for the limited purpose of moving to unseal a settlement agreement. ECF No. 349 at 9, 11. Plaintiffs Puerto Rico Land & Fruit, S.E. and its principal partner, Victor González (collectively, “PRLF”), opposed the motion to intervene primarily on timeliness grounds. ECF No. 350. Defendant Municipality of Culebra (“Culebra”) also filed an opposition, agreeing with PRLF’s timeliness claim and adding that special circumstances do not justify the intervention. ECF No. 355. Coralations filed a surreply. ECF Nos. 351, 364.

The Court referred the matter to Magistrate Judge Bruce J. McGiverin for a Report & Recommendation ("R & R"). ECF No. 353. Magistrate Judge McGiverin issued a R & R recommending the Court grant the limited motion to intervene, identifying the settlement agreement at issue as the one filed at ECF No. 182.<sup>1</sup> ECF No. 366. The R & R informed the parties they had fourteen days to file an objection. The parties did not file any objections. The Court hereby deems the R & R unopposed and submitted for final determination.

After careful review, the Court **ADOPTS** the R & R and herein incorporates it by reference in full. ECF No. 366. For the reasons outlined in the R & R, the Court **GRANTS** the limited motion to intervene. ECF No. 349. Clerk of Court shall update the case caption to include CORALations, Inc. as intervenor.

Coralations has **30 days** from the date of this order to file its motion to unseal the settlement agreement at ECF No. 182.

**SO ORDERED.**

At San Juan, Puerto Rico, on this 30th day of January, 2019.

**S/AIDA M. DELGADO-COLÓN**  
**United States District Judge**

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<sup>1</sup> There are two settlement agreements filed under seal in the docket. Coralations did not identify which settlement agreement it sought to unseal. The R & R concluded that Coralations' motion refers to the agreement at ECF No. 182, to which Coralations did not object. Accordingly, the Court interprets Coralations' request as limited to ECF No. 182.