

On Tuesday, March 6, 2018, 8:33 AM, Prager, Zachary W LCDR RLSO NDW, Legal Assistance <Zachary.Prager@navy.mil> wrote:
[Name Deleted for Privacy Purposes]

Good morning. As discussed, I am a JAG with the Region Legal Service Office at the Navy Yard. I am writing to provide you notification of a time-sensitive court filing by the owners of the M/T ALNIC MC, relating to potential claims resulting from the collision with the USS JOHN S. McCAIN (please see attached).

Please confirm receipt. And please give me a call at (202) 685-8382 if you have any questions or would like me to explain further. Thank you.

V/r,
LCDR Prager

Zachary W. Prager
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Information Concerning the Lawsuit Filed by the Owner of ALNIC MC

On 15 February 2018, ENERGETIC TANK, INC., the owner of the M/T ALNIC MC, filed a lawsuit in New York City in the United States District Court for the Southern District of New York (Case No. 1:18-cv-01359).

ENERGETIC TANK, INC., through its attorneys, requested that the Navy provide to them personal information, such as names and addresses, of USS JOHN S. McCain's crew and their families. Because of the Privacy Act, which protects such information from disclosure, the Navy declined. However, in the interest of providing notice of the lawsuit, and especially the deadline to file claims in the lawsuit, we are sending this letter, along with copies of the "Verified Complaint", the "Order Directing Notice to Issue and Enjoining Suits and Directing the Filing of Claims", and the "Order for an Interim Stipulation for Value" that were filed in the lawsuit.

The lawsuit is not filed "against" anyone. Instead, one of the effects of the lawsuit and the "Order Directing Notice" is to require that any persons who have, or believe they have, legal claims against the owner of ALNIC MC as a result of the August 21, 2017 collision of ALNIC MC with USS JOHN S. McCain must file their claims in the lawsuit and in no other court. *The enclosed Notice states that there is an April 16, 2018 deadline for filing such claims in the lawsuit.*

The United States has a legal interest against the ALNIC's owner as a result of the collision. The United States would be represented in the lawsuit by attorneys from the U.S. Department of Justice. Department of Justice counsel will, if the United States files its own claim in the lawsuit, represent the United States government in the lawsuit, but not Navy crew of USS JOHN S. McCain or their families with respect to their own potential personal claims. Therefore, the Navy cannot advise you in this matter, or assist you in filing your own potential personal claims in the lawsuit. If you have questions concerning the lawsuit, including your potential personal legal rights to file a claim in the lawsuit for any claims you may have, it is strongly recommended that you seek independent professional legal advice from an attorney of your choice. Should you desire the advice of an admiralty attorney, please seek attorney referral services in your state or in New York. In many states, these referral services can be easily found online as well.