

**FILED**

**MAR 30 2017**

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY                       
DEPUTY CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
IN ADMIRALTY

IN RE: COMPLAINT AND  
PETITION OF WILLIAMS SPORTS  
RENTALS, INC. AS OWNER OF A  
CERTAIN 2004 YAMAHA  
WAVERUNNER FX 140 FOR  
EXONERATION FROM OR  
LIMITATION OF LIABILITY

Case No. 2:17-cv-00653-JAM-EFB

**ORDER APPROVING STIPULATION  
OF VALUE AND LETTER OF  
UNDERTAKING, DIRECTING  
CLAIMANTS TO FILE AND MAKE  
PROOF OF CLAIMS, DIRECTING  
THE ISSUANCE OF MONITION,  
AND RESTRAINING PROSECUTION  
OF CLAIMS**

Notice is hereby given that WILLIAMS SPORTS RENTALS, INC. ("Petitioner") has filed a Complaint on March 28, 2017, pursuant to 46 U.S.C. §§ 30501, *et seq.*, and Supplemental Admiralty Rule F, claiming the right to exoneration from, or limitation of liability for, all claims arising out of a claimed incident on or about August 13, 2016, in South Lake Tahoe, California, on a certain 2004 YAMAHA WAVERUNNER FC 140 (the "Vessel") involving Raeshon Williams. Petitioner was the owner of the Vessel at the time of and after the August 13, 2016 incident, and on considering the Complaint and Stipulation of Value of the vessel, which are on file, stating the value of the Vessel to be FIVE THOUSAND DOLLARS (\$5,000.00),

1 IT IS HEREBY ORDERED that the Court approves the stipulation of value  
2 and the security in the form of the letter of undertaking (See *Complaint of*  
3 *Dammers, et al.*, 836 F.2d 750, 753, n.2 (2d Cir. 1988), and it is further


4 ORDERED that a Monition issue against all persons having such claims for  
5 any and all losses, personal injuries, destruction of property, as alleged in  
6 Petitioner's Complaint for Exoneration from or Limitation of Liability must file  
7 them as provided by Rule F of the Supplemental Rules for Certain Admiralty and  
8 Maritime Claims with the Clerk of this Court, Ms. Marianne Matherly, U.S. District  
9 Court Eastern District of California, Robert T. Matsui Federal Courthouse, 501 I  
10 Street, Room 4-200 Sacramento, California 95814, and serve on or mail copies to  
11 Petitioner's attorneys, B. Otis Felder, Esq. and Eric Wong, Esq. WILSON, ELSER,  
12 MOSKOWITZ, EDELMAN & DICKER LLP 525 Market Street, 17th Floor, San  
13 Francisco, California 94105-2725, on or before the 5<sup>th</sup> day of June,  
14 2017, subject to the rights or any person claiming damages who shall have presented  
15 a claim to answer the Complaint and to controvert, or be defaulted and forever  
16 barred from such a claim, and that any claimant desiring to contest Petitioner's right  
17 to exoneration from or limitation of liability must file an Answer to Petitioner's  
18 original complaint and/or a claim as required by Rule F(4) – (5) of the Supplemental  
19 Rules, and serve or mail a copy to Petitioner's attorney; and it is further

20 ORDERED, that public notice of the Monition be given by publication in a  
21 newspaper published in the Sacramento and San Francisco areas within the Eastern  
22 and Northern Districts of California, such publication in said papers to be for at least  
23 four successive weeks before the return date of this Order demanding the  
24 presentation of all claims against Petitioner, and it is further

25 ORDERED, that the beginning or continued prosecution of any and all suits,  
26 actions or legal proceedings of any nature or description whatsoever, except in the  
27 present proceeding, in respect of any claim arising out of, consequent upon, or in  
28 connection with the aforesaid incident on the Vessel on August 13, 2016, described

1 in the Complaint for Exoneration from or Limitation of Liability, are hereby stayed  
2 and restrained until the hearing and termination of this proceeding.

3 Signed this the 29<sup>th</sup> day of March, 2017.

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5 HON. JOHN A. MENDEZ  
6 UNITED STATES DISTRICT JUDGE  
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1 Dated: March 29, 2017

2 Respectfully Submitted,

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4 **WILSON, ELSE, MOSKOWITZ,**  
5 **EDELMAN & DICKER LLP**

6 By: s/ B. Otis Felder

7 B. Otis Felder  
8 Attorneys for Petitioner,  
9 WILLIAMS SPORTS RENTAL INC.  
10 E-mail: otis.felder@wilsonelser.com  
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