



PC-VI-002-007

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF THE VIRGIN ISLANDS: DIVISION OF ST. CROIX

UNITED STATES OF AMERICA	:	
	:	
Plaintiff,	:	
	:	
v.	:	CIVIL NO. 86-265
THE VIRGIN ISLANDS, ET AL.	:	
	:	
Defendants.	:	

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 CLERK OF THE COURT
 ST. CROIX, VI

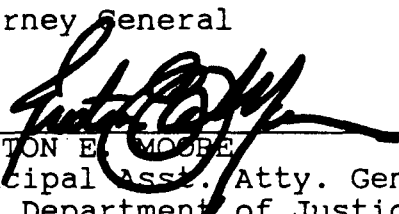
OPPOSITION TO PLAINTIFF'S MOTION FOR CONTEMPT

COMES NOW Defendants in Opposition to Plaintiff's Motion for Contempt. In support of this Opposition Defendants incorporate, by reference, the matter contemplated in the Second Amended Implementation Plan and Defendants' Motion for Enlargement of Time Within Which to File.

Respectfully submitted,

GODFREY R. de CASTRO
Attorney General

Dated: 3/28/88



 TRESTON E. MOORE
 Principal Asst. Atty. Gen.
 V.I. Department of Justice
 46 Norre Gade
 St. Thomas, VI 00801

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Opposition to Plaintiff's Motion for Contempt was mailed, postage prepaid, to V. Colleen Miller, Esq., Civil Rights Division, U.S. Department of Justice, P.O. Box 37076, Washington, D.C. 20066, this 28th day of March, 1988.

Annel A. Bonelli

GOVERNMENT OF
THE VIRGIN ISLANDS OF THE UNITED STATES

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DEPARTMENT OF JUSTICE

Norre Gate No. 46
Charlotte Amalie, St. Thomas, V.I. 00802

In reply please refer to our

File No. _____

March 21, 1988

Gayle D. Fidler, Esq.
Civil Rights Division
U. S. Department of Justice
Special Litigation Section
P. O. Box 37076
Washington, D.C. 20066

Re: Certificates of Service

Dear Ms. Fidler:

Please be advised that the Second Amended Implementation Plan* which I "mailed" Thursday, March 17th, and the Motion to Permit Late Filing which I "mailed" Friday, March 18th were discovered with all other office mail for both days in our mail bin on Saturday, March 19th.

Although the delay seems to have been caused by the lack of petty cash and a broken postage meter, I express mailed your Plan out-of-pocket and sent your copies of my Motion by surface mail; I collected the Court and Chamber copies and took a seaplane to St. Croix Saturday to drop them at the Clerk's office, but found no weekend mail slot or box available. Those packets were left with Assistant Attorney General Mitchell for morning hand delivery on this date.

Because I signed the Certificate of Service on both documents, something no attorney in my division is to do from this date until new mailing procedures are implemented, I owe you and the Court this explanation and assume full responsibility for any consequences.

Sincerely,




PRESTON E. MOORE
Principal Assistant
Attorney General

Gayle D. Fidler, Esq.
Civil Rights Division
U. S. Department of Justice

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CC:


Hon. John E. Lanahan
Attorney General
Acting Managing Attorney, St. Croix

* Please correct "David v. Potter, F.2d (3d Cir. 2/88)" on
page 11, to read Frett v. Government of the Virgin Islands,
F.2d, No. 86-3604 (3d Cir. Feb. 17, 1988)

T.E.M.