

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS**

In Re: Limetree Bay Services, LLC, et. al.

Debtors,

Case No. 21-32351
(Jointly Administered)

Chapter 11

LIMETREE BAY REFINING, LLC

Plaintiff,

v.

BEECHER COTTON, PAMELA COLON,
SIRDINA ISAAC-JOSEPH, ESTHER
CLIFFORD, SYLVIA BROWNE, ALVINA
JEAN-MARIE ILARRAZA, FRANCIS E.
CHARLES, THERESA J. CHARLES,
HELEN SHIRLEY, ANISHA HENDRICKS,
CRISTEL RODRIGUEZ, JOSIE BARNES,
ARLEEN MILLER, ROSALBA ESTEVEZ,
ISIDORE JULES, JOHN SONSON,
VIRGINIE GEORGE, CLIFFORD BOYNES,
CHRISTOPHER CHRISTIAN, MARGARET
THOMPSON, DELIA ALMESTICA, ARLOS
CHRISTIAN, ANNA
EXACHCONSTANTINE, MERVYN
CONSTANTINE, NEAL DAVIS, EDNA
SANTIAGO, GUIDRYCIA WELLS, O'SHAY
WELLS, AARON G. MAYNARD, VERNE
MCSWEEN, ROCHELLE GOMEZ, MYRNA
MATHURIN, JOAN MATHURIN, LEOBA
JOHN BAPTISTE, WARRINGTON
CHAPMAN, AND ANNE MARIE JOHN
BAPTISTE,

Defendants.

Adv. Pro. 21-3791

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**DECLARATION OF ESTHER CLIFFORD IN SUPPORT OF OBJECTION TO
PLAINTIFF’S EMERGENCY MOTION TO EXTEND THE AUTOMATIC STAY AND,
ADDITIONALLY, OR IN THE ALTERNATIVE, GRANT PRELIMINARY INJUNCTIVE
RELIEF, HALTING THE PROSECUTION OF THE CLASS ACTION AGAINST
DEBTOR AND NON-DEBTOR DEFENDANTS FOR 60 DAYS [DOC. NO. 2]**

TERRITORY OF THE VIRGIN ISLANDS)
)
DIVISION OF ST. CROIX) SS.

I, Esther Clifford, being first duly sworn, declare under penalty of perjury that the following is true and correct.

1. I make this declaration of my own personal knowledge.
2. I reside at 128 Diamond, Frederiksted, St. Croix.
3. On May 27, 2021, officials from Limetree came to my home with an adjuster.
4. They came to do an estimate of the cost of damages as reimbursement to me for me to get my property cleaned.
5. The adjuster completed an estimated cost for damages, where he wrote in totals on a line item template report for cleaning of the roof, exterior walls and empty out the cistern.
6. The adjuster failed to include an amount to clean out my gutters, detach and reset my downspouts.
7. The adjuster failed to price labor, for ladder, roof access, safety equipment that was clearly marked on this template as part of his line item cost analysis, of which he chose to leave blank.
8. I asked the adjuster if I could have a copy of the documents that were being presented to me and the representatives stated that I could not have any copies.

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9. I asked if I could take a picture of the documents so I could show them to my husband for his approval of which they allowed. I have attached the pictures of the Template Report, **(Exhibit 1)**, The Release of all Claims, **(Exhibit 2)** and a photo of the individuals that were present at my home on May 27, 2021.
(Exhibits 3)
10. The adjuster wrote two thousand five hundred and eighty-two dollars on a Release of All Claims paper.
11. He wanted me to sign this form in order for them to give me monies to clean up what they had damaged.
12. I told them why should I sign a release for you to clean what you dirtied.
13. The officials stated that they were not forcing me to sign but I would not get the funds if I didn't.
14. I was already a member of a Class Action Lawsuit against Limetree and I did not know if I signed the release if I would put my case in jeopardy.
15. I also refused to sign because the release stated I was releasing them from bodily damage and any and all claims.
16. The template did not include any bodily damage or harms that I received from being affected by the rotten odor smell which caused me shortness of breath. I developed a burning of my skin which caused me to develop an itchy rash that burned more than it itched. The bumps on my skin were red and blistery which formed into clusters that caused me great discomfort for a month which led me to seek medical treatment.

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17. I had five bearing sweet pepper trees that was killed by the oil smut that came onto my property.
18. My tomato trees shriveled up and died. My tangerine tree leaves dried up and fell of the tree. I am currently attempting to nurse my tangerine tree back to life.
19. I never received any funds from Limetree nor did they come back and offer to clean my property.
20. I have begun the partial clean-up of my property and have already expended 1800.00 in labor and 750.00 in paint for my hyper long roof only, exceeding the amount of funds that was offered to me by Limetree Bay.
21. I am currently without any additional funds to complete the rest of the clean up so I still have oil on the outside of my home of which still needs to be power washed and repainted.
22. My soil remains contaminated with oil and can't be used to grow anything.

Dated:

8/2/2021



Esther Clifford