

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

<p>In Re: Limetree Bay Services, LLC, <i>et al.</i>,</p> <p style="text-align: center;">Debtors</p>	<p>Case No. 21-32351</p> <p>Chapter 11</p> <p>Jointly Administered</p>
<p>Limetree Bay Refining, LLC,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>Beecher Cotton, <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	<p>Adv. Pro. 21-3791</p>

**THE SHIRLEY CLASS DEFENDANTS' RESPONSE TO THE DEBTOR'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**

NOW INTO COURT come defendants Helen Shirley, Anisha Hendricks, Cristel Rodriguez, Josie Barnes, Arleen Miller, and Rosalba Estevez, Isidore Jules, John Sonson, and Virginie George, who filed the first of three putative class actions in the Superior Court of the Virgin Islands (the "*Shirley* Defendants"). The *Shirley* Defendants have reviewed the *Cotton* Defendants' objection to Plaintiff's Emergency motion, agree with that analysis, and hereby join in opposition. *See* ECF Doc. No. 20.

For the reasons stated in the *Cotton* Defendants' objection, the equities weigh heavily in favor of the *Shirley* Defendants. Indeed, cistern water fulfills a basic human need on St. Croix, particularly on the west end of the island. For the *Shirley* Defendants, cistern water is their drinking water. It is the water they use to cook food. It is their bath water. It sustains their vegetable and herb gardens. That vital source water is contaminated because of the significant failures of non-debtor entities. This Court should not stay the Virgin Islands courts of their ability to swiftly and adroitly navigate this public

health crisis.

Respectfully Submitted,

Attorneys for Defendants Shirley,  
Hendricks, Rodriguez,  
Barnes, Miller, Estevez, Jules, Sonson,  
and George

/s/ Warren T. Burns

---

Warren T. Burns  
Daniel H. Charest  
Burns Charest LLP  
900 Jackson St., Suite 500  
Dallas, TX 75202  
P:(469) 904-4550  
F: (469) 444-5002  
[wburns@burnscharest.com](mailto:wburns@burnscharest.com)  
[dcharest@burnscharest.com](mailto:dcharest@burnscharest.com)

C. Jacob Gower  
Burns Charest LLP  
365 Canal Street, Ste. 1170  
New Orleans, LA 70130  
P: (504) 799-2845  
F: (504) 881-1765  
[igower@burnscharest.com](mailto:igower@burnscharest.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on August 3, 2021, I electronically filed the foregoing with the Clerk of the Court using the electronic filing system, which will send a notification of such filing to all counsel of record.

/s/ Warren T. Burns

---

Warren T. Burns