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**ATTORNEYS FOR SARMA WILLIAMS,  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF VAIDEHI DEVI  
CAMPBELL WILLIAMS, CLAIMANT  
RESPONDENT**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
IN ADMIRALTY

In the Matter of the Complaint of  
TRUTH AQUATICS, INC. and GLEN  
RICHARD FRITZLER and DANA  
JEANNE FRITZLER, Individually and  
as Trustees of the Fritzler Family Trust  
DTD 7/27/92 as owners and/or owners  
*pro hac vice* of the dive vessel  
CONCEPTION, Official Number  
638133, for Exoneration from or  
Limitation of Liability

Case No. CV 19-7693 PA (MRWx)  
**CLAIMANT/RESPONDENT SARMA  
WILLIAMS' ANSWER TO THE  
FIRST AMENDED COMPLAINT  
FOR EXONERATION FROM OR  
LIMITATION OF LIABILITY**

COMES NOW CLAIMANT/RESPONDENT SARMA WILLIAMS  
("CLAIMANT/RESPONDENT") WHO, acting as the Duly Appointed Personal  
Representative of the Estate of VAIDEHI DEVI CAMPBELL WILLIAMS  
(DECEASED), hereby answers the Complaint for Exoneration from or Limitation of  
liability filed herein by admitting, denying, and alleging, on information and belief,  
as follows:

**ADMISSIONS AND DENIALS**

1  
2 1. Admits the allegations and accepts the legal conclusions set forth in  
3 Paragraph 1.

4 2. Admits that Plaintiffs and Petitioners allege they are the owners or  
5 owners *pro hac vice* of the CONCEPTION, but currently lacks sufficient information  
6 to form a belief about the other allegations in Paragraph 2 and, on that basis, denies  
7 those allegations.

8 3. Admits that Venue is proper in this Court pursuant to Fed.R.Civ.P.  
9 Supp. Adm. R. F(9), and that the incident which forms the basis of this action  
10 occurred upon the navigable waters of the Santa Barbara Channel, within the  
11 territorial waters of the State of California, but currently lacks sufficient information  
12 to form a belief about the other allegations of Paragraph 3 and, on that basis, denies  
13 those allegations.

14 4. Admits that thirty-three passengers and one crew member died aboard  
15 the CONCEPTION as a direct and proximate result of the Fire on September 2, 2019,  
16 but currently lacks sufficient information to form a belief about the other allegations  
17 of Paragraph 4 and, on that basis, denies those allegations.

18 5. Admits that he has not yet filed suit against the Plaintiffs and  
19 Petitioners in any other forum by reason of the premises herein, but otherwise lacks  
20 sufficient information to form a belief about the other allegations of Paragraph 5 and,  
21 on that basis, denies those allegations.

22 6. Currently lacks sufficient information to form a belief about the  
23 allegations of Paragraph 6 and, on that basis, denies those allegations.

24 7. Currently lacks sufficient information to form a belief about the  
25 allegations of Paragraph 7 and, on that basis, denies those allegations.

26 8. Currently lacks sufficient information to form a belief about the  
27 allegations of Paragraph 8 and, on that basis, denies those allegations.

28 9. Currently lacks sufficient information to form a belief about the

1 allegations of Paragraph 9 and, on that basis, denies those allegations.

2 10. Denies the allegations in Paragraph 10.

3 11. Admits that the CONCEPTION departed Santa Barbara, California on  
4 August 31, 2019, with thirty-three passengers and six crew members on board for a  
5 three-day voyage upon the navigable waters of the Santa Barbara Channel, within  
6 the territorial limits of the State of California, but denies each and every one of the  
7 other allegations in Paragraph 11.

8 12. Admits that a fire broke out on board the CONCEPTION during the  
9 early morning hours of September 2, 2019, while that vessel was anchored upon the  
10 navigable waters of the Santa Barbara Channel less than one marine league from  
11 shore and within the territorial waters of the State of California, but denies each and  
12 every one of the other allegations in Paragraph 12.

13 13. Currently lacks sufficient information to form a belief about the  
14 allegations of Paragraph 13.

15 14. Currently lacks sufficient information to form a belief about the  
16 allegations of Paragraph 14.

17 15. Denies the allegations of Paragraph 15.

18 16. The allegations and legal conclusions set forth in Paragraph 16 do not  
19 call for an answer from CLAIMANT/RESPONDENT SARMA WILLIAMS.

20 17. Denies and disputes the allegations, beliefs, and legal conclusions set  
21 forth in paragraph 17.

22 18. The allegations and legal conclusions set forth in Paragraph 18 do not  
23 call for an answer from CLAIMANT/RESPONDENT SARMA WILLIAMS.

24 19. Admits the allegations of Paragraph 19.

25 **FIRST AFFIRMATIVE DEFENSE**

26 20. As for the first affirmative defense, CLAIMANT/RESPONDENT alleges  
27 that:

28 a. He is prepared to join with the other Claimants and Respondents



1 fit for their intended purposes;

2 b. She was commanded by an unfit master and manned by an unfit  
3 crew, and;

4 c. She was deliberately and habitually operated in violation of Sub-  
5 chapter T of the United States Coast Guard Regulations, including but not limited to  
6 the provisions of 46 CFR § 185.410, as well as the requirements of her own  
7 Certificate of Inspection.

8 23. Plaintiffs and Petitioners are charged with privity and knowledge of  
9 those unseaworthy conditions under *In the Matter of the Complaint of Villers Seafood*  
10 *Co.*, 813 F.2d 339, 343 (11<sup>th</sup> Cir., 1987).

11 **FOURTH AFFIRMATIVE DEFENSE**

12 24. CLAIMANT/RESPONDENT presently lacks sufficient knowledge or  
13 information to formulate all affirmative defenses that may ultimately prove to be  
14 applicable herein and therefore reserves the right to later assert additional  
15 affirmative defenses in the event that additional facts become known to him which  
16 would justify the assertion of additional defenses.

17 **PRAYER**

18 WHEREFORE, CLAIMANT/RESPONDENT SARMA WILLIAMS, acting as  
19 the duly appointed Personal Representative of the Estate of VAIDEHI DEVI  
20 CAMPBELL WILLIAMS (DECEASED), prays that:

21 1. Petitioners be denied Exoneration from and/or Limitation of Liability  
22 herein;

23 2. The Complaint be dismissed and judgment be rendered in favor of  
24 CLAIMANT/RESPONDENT;

25 3. CLAIMANT/RESPONDENT be awarded his costs of suit incurred in  
26 defense of this action; and,

27 ///

28 ///

