

October 2017

**NOAA Office of the General Counsel, Enforcement Section
Enforcement Actions
January 1, 2017, through June 30, 2017¹**

Charged Cases²

During this reporting period, NOAA charged 50 civil administrative cases, as follows:³

ALASKA

1. AK1503246; F/V Lorna Dee – Owner/operator was charged under the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) for fishing for Individual Fishing Quota (IFQ) sablefish, a groundfish, without a legible copy of a valid Federal Fisheries Permit on board. A \$1,000 NOVA was issued.
2. AK1504192; Cape Fox Corporation – Company and individual were charged under the Northern Pacific Halibut Act (Halibut Act) for retaining or possessing subsistence halibut for commercial purposes and causing subsistence halibut to be sold, bartered, or otherwise entered into commerce, or soliciting exchange of subsistence halibut for commercial purpose. A \$6,870 NOVA was issued.
3. AK1600962; F/V Cerulean – Owner and operator were charged under the Halibut Act for maintaining IFQ halibut on board the vessel in excess of the total amount of unharvested IFQ halibut applicable to the vessel category and IFQ Regulatory Area, 4B, in which the vessel deployed fixed gear, and that was currently held by all permit holders aboard the vessel, without an observer aboard. A \$5,000 NOVA was issued. [See, Settled Cases, item 3, below, for resolution of this matter.]
4. AK1601680; F/V Pelican – Owners and operator were charged under the Halibut Act for fishing for IFQ halibut in Sitka Sound in violation of the Sitka Sound Local Area Management Plan. A \$5,000 NOVA was issued. [See, Settled Cases, item 4, below, for resolution of this matter.]

¹ The next report is anticipated to be posted in February 2018, reporting on civil administrative cases charged and settled for the period July 1, 2017, through December 31, 2017. Earlier reports were posted on September 1, 2010; February 1, 2011; August 1, 2011; February 6, 2012; August 7, 2012; February 11, 2013; August 2, 2013; February 2014; August 2014; March 2015; September 2015; February 2016; August 2016; and February 2017, reporting for the period March 18, 2010, through December 31, 2016. The reports are not considered to be publications. All data is provisional.

² Charged cases have had a NOVA and/or NOPS and/or Written Warning issued and served. NOVA stands for Notice of Violation and Assessment and NOPS stands for Notice of Permit Sanction. NOVAs, NOPSs, and Written Warnings contain the Agency's allegations of violations by the respondent(s). In response to receiving a NOVA, NOPS, or Written Warning, a respondent may challenge those allegations through means set forth in NOAA's civil procedure regulations, found at 15 C.F.R. Part 904.

³ Cases are listed by file number, separated by regions. Southwest region cases are given Northwest file numbers.

October 2017

5. AK1602415; F/V Alaskan Lady – Owner/operator was charged under the Magnuson-Stevens Act for engaging in IFQ halibut fishing in the Gulf of Alaska, a fishery that required retention of groundfish, without a valid Federal Fisheries Permit. A \$1,000 NOVA was issued. [See, Settled Cases, item 7, below, for resolution of this matter.]
6. AK1603554; F/V Challenger and F/V Challenger II – Owners and operator were charged under the Endangered Species Act for discharging a firearm at, or within 100 yards (91.4 meters) of, Steller sea lions west of 144° W longitude. An \$8,000 NOVA was issued.
7. AK1604885; F/V Northern Lights – Individual was charged in two counts under the Halibut Act for violating gear restrictions by exceeding the number of hooks allowed for subsistence halibut fishing and utilizing an unmarked buoy; and for disposing of fishing gear in contravention of directions from an authorized officer of the United States. An \$11,000 NOVA was issued.
8. AK1605973; Trident Seafoods Corporation – Company and individual were charged under the Magnuson-Stevens Act for putting forth delivery practices for observed vessels with the purpose of lowering salmon by-catch numbers, impeding the observers from collecting samples and resulting in a biasing of the observers sampling procedures and a biasing of the observed data provided to the National Marine Fisheries Service (NMFS). A Written Warning was issued.
9. AK1606335; F/V Miss Behavin – Owner/operator was charged under the Halibut Act for fishing for IFQ halibut in violation of the Sitka Sound Local Area Management Plan. A \$5,000 NOVA was issued. [See, Settled Cases, item 8, below, for resolution of this matter.]

NORTHEAST

10. NE1500832; F/V American Pride – Owner and operator were charged under the Magnuson-Stevens Act for failing to comply with gear restrictions that apply to an owner or operator of a vessel issued a Northeast multispecies permit. An \$18,010.60 NOVA was issued.
11. NE1501092; F/V Salacia – Owner/operator was charged under the Atlantic Coastal Fisheries Cooperative Management Act for taking American lobster from the United States Exclusive Economic Zone (EEZ), with a vessel that was not issued a federal American lobster permit. An \$11,836 NOVA was issued.
12. NE1601065; F/V Kingfisher – Owner and operator were charged under the Magnuson-Stevens Act for fishing without an approved Vessel Monitoring System (VMS). A \$2,000 NOVA was issued.
13. NE1601699; F/V Gail Frances – Owner and operator were charged in two counts under the Magnuson-Stevens Act for possessing regulated species -- namely, cod -- without at least two square inches of contiguous skin attached to allow for ready identification of the fish upon landing, while fishing under the recreational or charter/party regulations and while issued a valid Federal Northeast multispecies permit; and for possessing regulated species -- namely, cod -- smaller than the minimum fish size specified in the regulations, while fishing under the recreational or charter/party regulations and while issued a valid Federal Northeast multispecies permit. A \$2,600 NOVA was issued. Later, a \$1,000 Amended NOVA was issued for the first count and a Written

October 2017

Warning was issued for the second count. [See, Settled Cases, item 13, below, for resolution of this matter.]

14. NE1602754; F/V Amelia Anne – Owner and operator were charged under the Magnuson-Stevens Act for possessing seven ocean pout fish and returning to port without a completed vessel trip report. A \$2,250 NOVA was issued. [See, Settled Cases, item 14, below, for resolution of this matter.]
15. NE1602998; F/V No Excuse – Owner/operator was charged under the Magnuson-Stevens Act for dredging for scallops with more than seven rows of rings between the terminus of the dredge and the net material on top of the dredge. A \$1,000 NOVA was issued.
16. NE1603066; F/V Riley Grace – Owner/operator was charged under the Magnuson-Stevens Act for fishing for catching, possessing, retaining, or landing Atlantic Highly Migratory Species (HMS) -- yellowfin tuna -- without the appropriate valid vessel permit. A \$2,000 NOVA was issued.
17. NE1603525; F/V Miss Molly – Owner/operator was charged under the Magnuson-Stevens Act for landing twenty-seven undersized lobsters and two v-notched lobsters. A \$4,000 NOVA was issued. [See, Settled Cases, item 15, below, for resolution of this matter.]
18. NE1604257; F/V Hindsight – Owner/operator was charged in two counts under the Magnuson-Stevens Act for failing to maintain an Atlantic HMS -- Atlantic tuna -- in a specified form; and for failing to report all discards or landings of Bluefin tuna through the NMFS electronic catch reporting system within 24 hours of landing. A \$9,000 NOVA was issued.
19. NE1605664; F/V Playin Hookey II – Owner/operator was charged in two counts under the Magnuson-Stevens Act for failing to release an Atlantic HMS -- white marlin -- that was not retained in a manner that will ensure maximum probability of survival, but without removing the fish from the water; and for failing to report a non-tournament landing of an Atlantic sailfish to NMFS by telephone or electronically via the internet within 24 hours of the landing. A \$1,500 NOVA was issued.

NORTHWEST

20. NW1203469; F/V Viking Storm – Owners and operator were charged under the National Marine Sanctuaries Act for discharging or depositing, from within or into the Olympic Coast National Marine Sanctuary, other than from a cruise ship, any material or other matter -- by causing the Canadian F/V Viking Storm to collide with the United States fishing vessel Maverick, thereby causing the F/V Maverick to sink within the Olympic Coast National Marine Sanctuary. A \$9,000 NOVA was issued. [See, Settled Cases, item 16, below, for resolution of this matter.]
21. NW1400052; S/V Blue Mist – Owner/operator was charged under the National Marine Sanctuaries Act for discharging or depositing, from within or into the Monterey Bay National Marine Sanctuary, non-exempt materials -- the S/V Blue Mist, and an estimated thousands of metal pellets and other material debris from the keel of that vessel, into the Monterey Bay National Marine Sanctuary. A \$6,000 NOVA was issued. [See, Settled Cases, item 17, below, for resolution of this matter.]

October 2017

22. NW1604138; F/V Katrina – Co-owners and operator were charged under the Halibut Act for fishing for halibut in a manner not in accordance with the annual management measures which required that all halibut caught and not retained aboard the F/V Katrina be immediately released outboard of the roller and returned to the sea with a minimum of injury. A \$6,000 NOVA was issued. [See, Settled Cases, item 18, below, for resolution of this matter.]

PACIFIC ISLANDS

23. PI1400042; F/V Cape Cod – Companies and individual were charged in seven counts under the Western and Central Pacific Fisheries Convention Implementation Act for setting a purse seine around, near or in association with a fish aggregating device (FAD); for servicing a FAD; for using lights to aggregate fish; and for obstructing, intimidating, harassing, or interfering with a Western and Central Pacific Fisheries Convention observer. An \$823,210 NOVA was issued.
24. PI1500910A; F/V American Triumph – Owners, operator, and individuals were charged in seven counts under the Marine Mammal Protection Act for taking a marine mammal species -- whale -- upon the high seas; for failing to immediately return incidentally taken marine mammals to the sea with a minimum of further injury; and for failing to report the mortality of approximately eleven rough-toothed dolphins lethally taken during a purse seine fishing set. A \$146,000 NOVA was issued.
25. PI1500910B; F/V American Triumph – Owner, company, operator, and individual were charged under the Western and Central Pacific Fisheries Convention Implementation Act for utilizing fish aggregating lights. An \$84,695 NOVA was issued.
26. PI1501567; F/V Captain Vincent Gann – Companies and individual were charged in three counts under the Marine Mammal Protection Act for taking a marine mammal species -- whale -- on the high seas. An \$83,850 NOVA was issued.
27. PI1502695; F/V Pacific Ranger – Owner, company, operators, and individual were charged in thirteen counts under the Marine Mammal Protection Act and Western and Central Pacific Fisheries Convention Implementation Act for taking a marine mammal species -- whale -- upon the high seas; for setting a purse seine net on a FAD; and for deploying or servicing a FAD. A \$712,871 NOVA was issued.
28. PI1502714; F/V Cape Cod – Companies and individual were charged in eleven counts under the Western and Central Pacific Fisheries Convention Implementation Act and Marine Mammal Protection Act for setting a purse seine around, near or in association with a FAD; and for taking a marine mammal -- whale -- on the high seas. A \$396,750 NOVA was issued.
29. PI1600618; F/V Crystal II – Owner and operator were charged under the Magnuson-Stevens Act for having custody, control, or possession of shark fins that were not naturally attached to the corresponding carcasses aboard a fishing vessel. A \$15,000 NOVA was issued. [See, Settled Cases, item 21, below, for resolution of this matter.]

October 2017

30. PI1600829; F/V St. Peter – Owner and operator were charged in three counts under the high seas Fishing Compliance Act for fishing on the high seas without a valid permit. An \$11,000 NOVA was issued.
31. PI1601061; F/V Lady Ann Margaret – Owner and operators were charged in seven counts under the High Seas Fishing Compliance Act for fishing on the high seas without a valid permit. A \$22,500 NOVA was issued. [See, Settled Cases, item 22, below, for resolution of this matter.]

SOUTHEAST

32. SE1500582; F/V Capt. Wallace B – Owner and operator were charged under the Magnuson-Stevens Act for exceeding the bag and possession limit applicable for red snapper during the seasonal closure of the recreational sector for red snapper, with some of such red snapper not maintained with heads and fins intact. A \$2,000 NOVA was issued. [See, Settled Cases, item 26, below, for resolution of this matter.]
33. SE1502720; M/V SS El Yunque – Company was charged in six counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales. A \$34,500 NOVA was issued. Later, a \$750 Amended NOVA was issued. Company was charged in three counts under the Endangered Species Act and Marine Mammal Protection Act for failing to provide a vessel logbook entry containing the reasons for the deviation, the speed at which the vessel was operated, the latitude and longitude of the area, the time and duration of such deviation, and the signature of the master attesting to the accuracy of the logbook entry. [See, Settled Cases, item 28, below, for resolution of this matter.]
34. SE1502721; M/Y By the Way I – Owner and operator were charged under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales. A \$5,750 NOVA was issued. [See, Settled Cases, item 29, below, for resolution of this matter.]
35. SE1502738; M/V CMA CGM Utrillo – Owner and company were charged in two counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales. An \$11,500 NOVA was issued. [See, Settled Cases, item 30, below, for resolution of this matter.]
36. SE1502746; M/Y Trillium – Owner was charged under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales. A \$5,750 NOVA was issued. [See, Settled Cases, item 31, below, for resolution of this matter.]
37. SE1502748; M/Y Moksha – Owner was charged under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales. A \$5,750 NOVA was issued.
38. SE1502749; M/Y Rice Quarters H2O – Owner and operator were charged under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect

October 2017

endangered North Atlantic right whales. A \$5,750 NOVA was issued. [See, Settled Cases, item 32, below, for resolution of this matter.]

39. SE1602050; F/V Sea Explorer – Operator was charged under the Magnuson-Stevens Act for assaulting, resisting, opposing, impeding, intimidating, or interfering with a NMFS-approved observer aboard a vessel. A \$50,000 NOVA was issued. [See, Settled Cases, item 35, below, for resolution of this matter.]
40. SE1602072; F/V Get Gone – Owners and operator were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions, restrictions, and requirements applicable to seasonal and/or area closures, including but not limited to: prohibition of all fishing, restrictions on take or retention of fish -- South Atlantic EEZ South Atlantic shallow-water grouper during the seasonal closure. An \$8,707 NOVA was issued.
41. SE1602278; F/V Peaceful Lady – Owner and operator were charged under the Magnuson-Stevens Act for deploying fishing gear from a vessel with a pelagic longline on board in a closed area. An \$8,000 NOVA was issued.
42. SE1602605; Florida state registered vessel – Owner/operator and individual were charged under the Magnuson-Stevens Act for landing a Bluefin tuna when the season to catch such fish was closed. A \$5,000 NOVA was issued. Owner/operator was charged under the Magnuson-Stevens Act for failing to report all discards or landings of Bluefin tuna through the NMFS electronic catch reporting system within 24 hours of landing. A Written Warning was issued. [See, Settled Cases, item 36, below, for resolution of this matter.]
43. SE1602750; F/V Coyote – Owner and operator were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions, restrictions, and requirements applicable to seasonal and/or area closures, including but not limited to: prohibition of all fishing, gear restrictions, and restrictions on take or retention of fish -- possessed more than one greater amberjack per person per day or one per person per trip, whichever is more restrictive, in or from the South Atlantic EEZ and in the South Atlantic on board a vessel for which a valid federal commercial or charter vessel/headboat permit for South Atlantic snapper-grouper has been issued, without regard to where such greater amberjack were harvested. A \$7,285 NOVA was issued.
44. SE1603368; F/V Sea Quest – Owner and operator were charged in four counts under the Endangered Species Act for not having compliant Turtle Excluder Devices installed in nets which were rigged for fishing. A \$9,500 NOVA was issued. [See, Settled Cases, item 37, below, for resolution of this matter.]
45. SE1603549; Louisiana state registered vessel – Owner and individuals were charged under the Magnuson-Stevens Act for possessing red snapper taken during the seasonal closure of the recreational sector for red snapper that were disposed overboard after approach by an enforcement vessel. An \$8,000 NOVA was issued.
46. SE1603685; Louisiana state registered vessel – Owner, operator, and individuals were charged in two counts under the Magnuson-Stevens Act for exceeding the recreational sector bag and possession limit for red snapper and possessing undersized red snapper; and for failing to maintain a

October 2017

shark in or from the EEZ intact through landing with the head, tail, and all fins naturally attached. A \$12,000 NOVA was issued. Later, a \$12,000 Amended NOVA was issued, deleting the incorrectly charged owner of the Louisiana state registered vessel and naming a new owner. [See, Settled Cases, item 38, below, for resolution of this matter.]

47. SE1604316; F/V Shark Addict – Individuals were charged under the Magnuson-Stevens Act for negligently and without authorization removing fishing gear owned by another person, which was located in the EEZ. A Written Warning was issued.
48. SE1606668; F/V Miss Morgan Star – Owners and operator were charged in three counts under the Magnuson-Stevens Act for using bottom longline in the longline gear restricted area and for exceeding the bag limit for red grouper; for failing to maintain fish intact and using Gulf reef fish as bait; and for fishing without a valid eastern Gulf reef fish bottom longline endorsement. A \$22,000 NOVA was issued.
49. SE1700744; Louisiana state registered vessel – Owner and operator were charged in two counts under the Magnuson-Stevens Act for landing prior to the advance notice of landing given without prior authorization; and for failing to have on board all required sea turtle bycatch mitigation measures, including gear requirements and sea turtle handling requirements. A \$3,500 NOVA was issued. [See, Settled Cases, item 39, below, for resolution of this matter.]
50. SE1700744; Kenney Seafood, Inc. – Company and individual were charged in two counts under the Lacey Act and Magnuson-Stevens Act for importing and transporting in interstate commerce any fish -- red snapper -- possessed or transported in violation of any law or regulation of any state law -- Louisiana; and for offloading to a vehicle for transport of approximately 1,412 pounds red snapper without a transaction approval code. A \$7,000 NOVA was issued. [See, Settled Cases, item 40, below, for resolution of this matter.]

Settled Cases

During this reporting period, NOAA settled 41 civil administrative cases, as follows:

ALASKA

1. AK1200300; F/V Pacific Challenger – Magnuson-Stevens Act \$223,905 Administrative Law Judge assessment settled for \$226,144, while on appeal to the 9th Circuit. The settlement included 1% interest required by the United States District Court for the Western District of Washington. [See, NOVA and/or NOPS and/or Written Warning Issued and Served, item 6, from February 11, 2013 posting, for initial charging information.]
2. AK1503159; F/V Navigator – Magnuson-Stevens Act \$50,117 NOVA settled with an \$11,000 Amended NOVA. In the Amended NOVA, owner/operator and permit holder settled for \$10,000, for retaining IFQ sablefish on the F/V Navigator in Regulatory Area Central Gulf (CG), where the F/V Navigator was deploying fixed gear, in excess of the total amount of unharvested IFQ for Regulatory Area CG that was currently held by all IFQ permit holders aboard the vessel. In the Amended NOVA, owner/operator settled for \$1,000, for not carrying onboard the F/V Navigator an operable NMFS-

October 2017

- approved VMS. [See, Charged Cases, item 2, from February 2017 posting, for initial charging information.]
3. AK1600962; F/V Cerulean – Halibut Act \$5,000 NOVA settled for \$4,500. [See, Charged Cases, item 3, above, for initial charging information.]
 4. AK1601680; F/V Pelican – Halibut Act \$5,000 NOVA settled for \$4,500. [See, Charged Cases, item 4, above, for initial charging information.]
 5. AK1602045; F/V Dues Payer II – Halibut Act \$7,500 NOVA settled for \$4,200. Owner/operator admitted the facts constituting the violation described in the NOVA, with the exception that [owner/operator] retained only 21 undersized halibut and not 34. [See, Charged Cases, item 9, from February 2017 posting, for initial charging information.]
 6. AK1602109; F/V Alaskan Legacy – Magnuson-Stevens Act \$5,000 NOVA settled for \$4,500. [See, Charged Cases, item 10, from February 2017 posting, for initial charging information.]
 7. AK1602415; F/V Alaskan Lady – Magnuson-Stevens Act \$1,000 NOVA settled for \$750, the issued Summary Settlement offer. [See, Charged Cases, item 5, above, for initial charging information.]
 8. AK1606335; F/V Miss Behavin – Halibut Act \$5,000 NOVA settled for \$4,500. [See, Charged Cases, item 9, above, for initial charging information.]

NORTHEAST

9. NE1404283; F/V Capt'n Lee – Magnuson-Stevens Act \$21,500 NOVA settled for \$6,000. Owner and operator were charged in two counts for failing to comply with VMS requirements; and for failing to comply in a timely fashion with reporting requirements.
10. NE1500858; F/V Ryan William – Magnuson-Stevens Act \$23,575 NOVA settled for \$16,500. [See, Charged Cases, item 19, from August 2016 posting, for initial charging information.]
11. NE1501540 – Marine Mammal Protection Act \$5,500 NOVA settled for \$4,950. [See, Charged Cases, item 14, from February 2017 posting, for initial charging information.]
12. NE1502365; F/V Enterprise – Magnuson-Stevens Act \$27,000 NOVA settled for \$24,300. [See, Charged Cases, item 24, from August 2016 posting, for initial charging information.]
13. NE1601699; F/V Gail Frances – Magnuson-Stevens Act \$1,000 Amended NOVA and Written Warning settled for \$1,000 and the Written Warning. [See, Charged Cases, item 13, above, for initial and amended charging information.]
14. NE1602754; F/V Amelia Anne – Magnuson-Stevens Act \$2,250 NOVA settled for \$2,025. [See, Charged Cases, item 14, above, for initial charging information.]

October 2017

15. NE1603525 F/V Miss Molly – Magnuson-Stevens Act \$4,000 NOVA settled for \$3,600. [See, Charged Cases, item 17, above, for initial charging information.]

NORTHWEST

16. NW1203469; F/V Viking Storm – National Marine Sanctuaries Act \$9,000 NOVA settled for \$8,100. [See, Charged Cases, item 20, above, for initial charging information.]
17. NW1400052; S/V Blue Mist – National Marine Sanctuaries Act \$6,000 NOVA settled for \$4,500. [See, Charged Cases, item 21, above, for initial charging information.]
18. NW1604138; F/V Katrina – Halibut Act \$6,000 NOVA settled for \$5,400. [See, Charged Cases, item 22, above, for initial charging information.]

PACIFIC ISLANDS

19. PI1503531; F/V Saint Martin – Magnuson-Stevens Act \$17,500 NOVA settled for \$12,500. [See, Charged Cases, item 21, from February 2017 posting, for initial charging information.]
20. PI1504295; F/V Seven Star – Magnuson-Stevens Act \$20,989.37 NOVA settled for \$20,089.37. [See, Charged Cases, item 22, from February 2017 posting, for initial charging information.]
21. PI1600618; F/V Crystal II – Magnuson-Stevens Act \$15,000 NOVA settled for \$15,000. [See, Charged Cases, item 29, above, for initial charging information.]
22. PI1601061; F/V Lady Ann Margaret – High Seas Fishing Compliance Act \$22,500 NOVA settled for \$20,250. [See, Charged Cases, item 31, above, for initial charging information.]
23. PI1602980; F/V Rising Phoenix II – Western and Central Pacific Fisheries Convention Implementation Act \$52,217.80 NOVA settled for \$42,217.80. [See, Charged Cases, item 25, from February 2017 posting, for initial charging information.]

SOUTHEAST

24. SE1302747; F/V Top Dollar – Endangered Species Act \$2,000 NOVA settled for \$1,800. [See, Charged Cases, item 27, from February 2017 posting, for initial charging information.]
25. SE1404176; F/V Blake – Magnuson-Stevens Act \$8,000 Amended NOVA settled for \$8,000. In the Amended NOVA, owner, operator, and individual were charged for failing to comply with provisions related to the IFQ program for Gulf groupers and tilefishes, or provisions related to the IFQ program for Gulf red snapper (i.e., failing to hold sufficient IFQ allocation in the appropriate share category, at least equal to the pounds of gutted weight of the groupers, tilefishes, and Gulf red snapper, on board at the time of advance notice of landing, and landing prior to the notification time submitted in the advance notice of landing without prior approval by an authorized officer.) [See, NOVA

October 2017

and/or NOPS and/or Written Warning Issued and Served, item 60, from September 2015 posting, for initial charging information.]

26. SE1500582; F/V Capt. Wallace B – Magnuson-Stevens Act \$2,000 NOVA settled for \$1,800. [See, Charged Cases, item 32, above, for initial charging information.]
27. SE1502495; F/V Miss Amanda – Magnuson-Stevens Act \$4,000 NOVA settled for \$3,600. [See, Charged Cases, item 29, from February 2017 posting, for initial charging information.]
28. SE1502720; M/V SS El Yunque – Endangered Species Act and Marine Mammal Protection Act \$750 Amended NOVA settled for \$750. [See, Charged Cases, item 33, above, for initial and amended charging information.]
29. SE1502721; M/Y By the Way I – Endangered Species Act and Marine Mammal Protection Act \$5,750 NOVA settled for \$5,175. [See, Charged Cases, item 34, above, for initial charging information.]
30. SE1502738; M/V CMA CGM Utrillo – Endangered Species Act and Marine Mammal Protection Act \$11,500 NOVA settled for \$10,350. [See, Charged Cases, item 35, above, for initial charging information.]
31. SE1502746; M/Y Trillium – Endangered Species Act and Marine Mammal Protection Act \$5,750 NOVA settled for \$5,175. [See, Charged Cases, item 36, above, for initial charging information.]
32. SE1502749; M/Y Rice Quarters H2O – Endangered Species Act and Marine Mammal Protection Act \$5,750 NOVA settled for \$5,175. [See, Charged Cases, item 38, above, for initial charging information.]
33. SE1503226 – Endangered Species Act \$1,000 NOVA settled for \$900. [See, Charged Cases, item 30, from February 2017 posting, for initial charging information.]
34. SE1602041; Florida state registered vessel – Magnuson-Stevens Act \$10,000 NOVA settled for \$9,000. [See, Charged Cases, item 33, from February 2017 posting, for initial charging information.]
35. SE1602050; F/V Sea Explorer – Magnuson-Stevens Act \$50,000 NOVA settled for \$50,000, with \$48,800 suspended for three years, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged Cases, item 39, above, for initial charging information.]
36. SE1602605; Florida state registered vessel – Magnuson-Stevens Act \$5,000 NOVA settled for \$3,600. [See, Charged Cases, item 42, above, for initial charging information.]
37. SE1603368; F/V Sea Quest – Endangered Species Act \$9,000 NOVA settled for \$8,550. [See, Charged Cases, item 44, above, for initial charging information.]
38. SE1603685; Louisiana state registered vessel – Magnuson-Stevens Act \$12,000 Amended NOVA settled for \$10,800. [See, Charged Cases, item 46, above, for initial and amended charging information.]

October 2017

39. SE1700744; Louisiana state registered vessel – Magnuson-Stevens Act \$3,500 NOVA settled for \$3,150. [See, Charged Cases, item 49, above, for initial charging information.]
40. SE1700744; Kenny Seafoods, Inc. – Lacey Act and Magnuson-Stevens Act \$7,000 NOVA settled for \$6,300. [See, Charged Cases, item 50, above, for initial charging information.]

SOUTHWEST

41. SW1500659; Mark Foods, Inc. – Antarctic Marine Living Resources Convention Act \$4,700 NOVA settled for \$3,200. [See, Charged Cases, item 45, from August 2016 posting, for initial charging information.]