

February 6, 2012

**NOAA Office of the General Counsel, Enforcement Section**  
**Enforcement Actions**  
**July 1, 2011, through December 31, 2011<sup>1</sup>**

**NOVA and/or NOPS and/or Written Warning Issued and Served<sup>2</sup>**

**During this time period, NOAA charged 107 civil administrative cases, as follows:<sup>3</sup>**

**ALASKA**

1. AK0603119; F/V Vesteraalen – Owner and operator were charged under the Magnuson-Stevens Act for landing red king crab over the operator’s allotted Individual Fishing Quota (IFQ) for the season. A \$1,000 NOVA was issued.
2. AK0801110; F/V Glacier Bay – Owners and operator were charged under the Magnuson-Stevens Act for setting a partial string of long line bottom gear in the Aleutian Islands Coral Habitat Protection Area. A \$1,500 NOVA was issued.
3. AK0900424; F/V Blue Ace – Owner and operator were charged in six counts under the Magnuson-Stevens Act for violating various regulations having to do with directed fishing for Pacific cod in the Bogoslof area, logbooks, and observers. A \$72,200 NOVA was issued.
4. AK0902078; F/V Sara B – Owner/operator was charged under the Northern Pacific Halibut Act for submitting inaccurate information on an IFQ halibut landing report. A \$4,500 NOVA was issued.
5. AK0903817; Individual was charged under the Endangered Species Act for approaching within 100 yards of an endangered Humpback whale. A \$1,000 NOVA was issued.
6. AK1000645; Individuals were charged under the Northern Pacific Halibut Act for possessing subsistence halibut for commercial purposes. A \$20,000 NOVA was issued.

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<sup>1</sup> Our next report will be posted on or about August 1, 2012, reporting on civil administrative cases charged and settled for the period January 1, 2012, through June 30, 2012. Earlier reports were posted on September 1, 2010, February 1, 2011, and August 1, 2011, reporting for the period March 18, 2010, through June 30, 2011. The reports are not considered to be publications. All data is provisional.

<sup>2</sup> 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.

<sup>3</sup> These cases are listed by file number, separated by regions.

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7. AK1000846; F/V Vixen – Owner and operator were charged under the Magnuson-Stevens Act for failing to meet vessel observer coverage requirements. A written warning was issued.
8. AK1003383; Company and manager were charged under the Magnuson-Stevens Act for submitting inaccurate landing reports for halibut. A \$5,000 NOVA was issued.
9. AK1003823; Company and manager were charged under the Magnuson-Stevens Act for submitting late electronic production reports. A \$2,000 NOVA was issued.
10. AK1100576; F/V Alaska Story – Owner/operator was charged under the Endangered Species Act for approaching within 100 yards of an endangered Humpback whale. An \$8,750 NOVA was issued.

### **NORTHEAST**

11. NE0700022; F/V Blue Water III – Owner was charged under the Magnuson-Stevens Act for entering, being on a fishing vessel in, or failing to remove gear from the Cashes Ledge Closed Area. A written warning was issued.
12. NE1102977; Importers were charged under the Antarctic Marine Living Resources Convention Act for importing Patagonian toothfish without obtaining preapproval. A \$6,500 NOVA was issued.

### **NORTHWEST**

13. NW0603007; F/V Capt. Ryan – Owner/operator was charged under the Magnuson-Stevens Act for fishing with bottom trawl gear within the trawl Rockfish Conservation Area. A written warning was issued.
14. NW0701267; F/V Capt. Ryan – Owner/operator was charged under the Magnuson-Stevens Act for fishing with bottom trawl gear within the Biogenic I Essential Fish Habitat Conservation Area. A written warning was issued.
15. NW0804364; F/V Capt. Ryan – Owner/operator was charged in two counts under the Magnuson-Stevens Act for using limited entry groundfish trawl gear to fish within the trawl Rockfish Conservation Area and for interfering with a law enforcement investigation. A \$35,388 NOVA was issued.
16. NW0900086; F/V Ethel May – Owner and operator were charged under the Magnuson-Stevens Act for failing to timely submit Highly Migratory Species logbook forms. A written warning was issued.

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17. NW1002387; F/V Vigorous – Owner and operator were charged in two counts under the Magnuson-Stevens Act for exceeding the vessel use limit for halibut. A \$500 NOVA and IFQ sanction were issued. [See, Settled cases, item 7, below, for resolution of this matter.]

## **PACIFIC ISLANDS**

18. PI1100389; F/V Lady Betty – Owner and operator were charged in two counts under the Magnuson-Stevens Act for fishing with longline gear in a prohibited area and for failing to submit / complete logbooks. A \$16,264.66 NOVA was issued.
19. PI1100465; helicopter – Owner/operator was charged under the Endangered Species Act for operating a helicopter within 1,000 feet of endangered Humpback whales. A \$750 NOVA was issued.

## **SOUTHEAST**

20. SE0803413; Importers were charged under the Antarctic Marine Living Resources Convention Act for importing Patagonian toothfish without obtaining preapproval. An \$11,000 NOVA was issued.
21. SE0901945; F/V Stapleton – Owner/operator was charged in two counts under the Magnuson-Stevens Act for landing fish in excess of the commercial trip limits and for making a false statement. A \$22,175 NOVA was issued.
22. SE0902348; F/V Miss Cher – Owner and operator were charged under the Magnuson-Stevens Act for intimidating or interfering with a National Marine Fisheries Service approved observer aboard a vessel. A \$12,500 NOVA was issued.
23. SE0903000; F/V Capt. RTG II – Owner and operator were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures. A \$7,500 NOVA was issued.
24. SE0903064; F/V Little Nikki – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with Turtle Excluder Device (TED) regulations. A \$26,400 NOVA was issued.
25. SE0903382; F/V Judy Ann – Owner, operator, and fishermen were charged under the Magnuson-Stevens Act for exceeding a bag or possession limit and/or for failing to maintain fish intact. A \$1,000 NOVA was issued.
26. SE0904424; F/V Las Tres Pinticas – Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with protected species conservation measures for sea turtles. A written warning was issued.

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27. SE0904484; F/V Stapleton – Owner/operator was charged in three counts under the Magnuson-Stevens Act for landing fish in excess of the commercial trip limits and for making a false statement. A \$29,800 NOVA was issued.
28. SE1000025; State of FL registered vessel Paula Ann – Operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A written warning was issued.
29. SE1000095; F/V Challenger I – Owner was charged under the Magnuson-Stevens Act for failing to comply with protected species conservation measures for sea turtles. A \$750 NOVA was issued.
30. SE1001421; F/V Southern Kid – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$22,200 NOVA was issued.
31. SE1001462; State of FL registered vessel – Owner/operator and passenger were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures and/or for failing to maintain fish intact. A \$1,000 NOVA was issued.
32. SE1002247; State of FL registered vessel – Owner/operator was charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures and/or for failing to maintain fish intact. A \$1,000 NOVA was issued.
33. SE1002269; F/V Sunny Nguyen – Owner and operator were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures. A \$7,500 NOVA was issued. [See, Settled cases, item 10, below, for resolution of this matter.]
34. SE1002363; F/V Miss Kimberly II – Owner/operator was charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$22,200 NOVA was issued.
35. SE1002589; M/V Mol Endowment – Owner and operator were charged in seven counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$40,250 NOVA was issued.
36. SE1002592; M/V Courage – Owner and operator were charged in nine counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$51,750 NOVA was issued.

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37. SE1002925; M/V Vega Sachsen – Owner and operator were charged in sixteen counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$92,000 NOVA was issued.
38. SE1002932; M/V Pacific Voyager – Owner and operator were charged in eight counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$46,000 NOVA was issued.
39. SE1002933; M/V Cyngus Leader – Owner and operator were charged in four counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$23,000 NOVA was issued.
40. SE1002934; M/V Daedalus Leader – Owner and operator were charged in four counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$23,000 NOVA was issued.
41. SE1002936; M/V Delphinus Leader – Owner and operator were charged in four counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. A \$23,000 NOVA was issued.
42. SE1002966; F/V Sea Ghost – Owner and operator were charged under the Magnuson-Stevens Act for fishing without a valid limited access permit. A \$17,500 NOVA was issued.
43. SE1002968; M/V Season Trader – Owner and operator were charged in two counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. An \$11,500 NOVA was issued.
44. SE1002970; M/V Stadiongracht – Owner and operator were charged in two counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect the endangered North Atlantic Right whales. An \$11,500 NOVA was issued.
45. SE1003111; F/V Miss Kerylin – Owner and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. Charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures. A \$13,750 NOVA was issued. [See, Settled cases, item 11, below, for resolution of this matter.]
46. SE1003112; F/V Master Peter – Owner/operator was charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures. A \$13,000 NOVA was issued.

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47. SE1003113; F/V Andy – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. Charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures. A \$23,250 NOVA was issued. [See, Settled cases, item 12, below, for resolution of this matter.]
48. SE1003167; F/V Capt N C II – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. Charged in two counts under the Magnuson-Stevens Act for failing to have proper bycatch reduction devices. A \$14,750 NOVA was issued.
49. SE1003190; F/V Miss Aimee – Owner/operator was charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$11,100 NOVA was issued.
50. SE1003192; State of FL registered vessel – Owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$2,700 NOVA was issued.
51. SE1003323; F/V Miro – Owner and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. Charged under the Magnuson-Stevens Act for failing to have proper bycatch reduction devices. A \$5,500 NOVA was issued. [See, Settled cases, item 13, below, for resolution of this matter.]
52. SE1003562; vessel – Owner/operator was charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$11,100 NOVA was issued.
53. SE1003839; F/V Kim Thuy – Owner and operator were charged under the Magnuson-Stevens Act for fishing in a portion of the Gulf of Mexico closed due to the BP oil spill. Charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$36,250 NOVA was issued. [See, Settled cases, item 15, below, for resolution of this matter.]
54. SE1004107; F/V Simply Hooked – Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with protected species conservation measures for sea turtles. A \$2,000 NOVA was issued.
55. SE1004289; F/V Capt T&G – Owner and operator were charged under the Magnuson-Stevens Act for fishing in a portion of the Gulf of Mexico closed due to the BP oil spill. A \$20,000 NOVA was issued. [See, Settled cases, item 16, below, for resolution of this matter.]
56. SE1100292; F/V Angela C – Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with any provision related to the Gulf red snapper IFQ program. An \$8,500 NOVA was issued.

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57. SE1100293; F/V Southern Cross – Owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring coral. A written warning was issued.
58. SE1100895; F/V Lisa Ann – Owner and operator were charged under the Magnuson-Stevens Act for fishing in a portion of the Gulf of Mexico closed due to the BP oil spill. A \$20,000 NOVA was issued.
59. SE1101402; F/V Benjamin K – Owners and operator were charged under the Magnuson-Stevens Act for fishing in the Edges closed area. A \$7,500 NOVA was issued.
60. SE1101667; State of FL registered vessel – Co-owner/operator and passengers were charged under the Magnuson-Stevens Act for possessing undersized South Atlantic black sea bass and/or exceeding a bag or possession limit. A \$2,000 NOVA was issued.
61. SE1101823; F/V Sarah Lynn – Owner and operator were charged under the Magnuson-Stevens Act for fishing in area closure applicable to the Gulf reef fish longline and buoy gear restricted area. A \$13,000 NOVA was issued.
62. SE1102153; F/V Sea Lion I – Owner/operator was charged under the Magnuson-Stevens Act for fishing in a portion of the Gulf of Mexico closed due to the BP oil spill. Charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$38,500 NOVA was issued. [See, Settled cases, item 19, below, for resolution of this matter.]
63. SE1102215; F/V Roll Tide – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$10,750 NOVA was issued. [See, Settled cases, item 20, below, for resolution of this matter.]
64. SE1102223; F/V Holly G – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$2,500 NOVA was issued.
65. SE1102299; F/V Jimmy & Andy Jr. – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$10,750 NOVA was issued.
66. SE1102321; F/V Blue Sky – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued.
67. SE1102330; F/V Midnight Prowler – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$6,000 NOVA was issued.

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68. SE1102334; F/V Miss Sandy – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued. [See, Settled cases, item 21, below, for resolution of this matter.]
69. SE1102561; F/V Thanh Phu – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$2,500 NOVA was issued.
70. SE1102562; F/V Lucky Kim – Owner and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$5,750 NOVA was issued.
71. SE1102563; F/V Sharon – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued. [See, Settled cases, item 22, below, for resolution of this matter.]
72. SE1102618; F/V Thumbs Up – Owner/operator and fishermen were charged under the Magnuson-Stevens Act for fishing in violation of prohibitions applicable to seasonal closures. A \$4,000 NOVA was issued.
73. SE1102622; F/V Sweet Bucket – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued.
74. SE1102633; F/V Golden Dragon – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$23,000 NOVA was issued.
75. SE1102672; F/V Sunrise – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$9,250 NOVA was issued.
76. SE1102678; F/V Kien Giang II – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued.
77. SE1102731; F/V Scaled Down – Owner/operator and passenger were charged under the Magnuson-Stevens Act for fishing in violation of the prohibitions applicable to seasonal and/or area closures and/or for possessing undersized fish. A \$1,000 NOVA was issued.
78. SE1103019; F/V Sherry D – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$4,750 NOVA was issued.



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79. SE1103258; F/V Sea Fox – Owner and operator were charged under the Magnuson-Stevens Act for fishing in violation of prohibitions applicable to bottom longline fishing for Gulf reef fish. A \$17,500 NOVA was issued.
80. SE1103386; F/V Shannon Gail – Owners and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$8,000 NOVA was issued.
81. SE1103400; F/V Lady Kathleen – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$4,750 NOVA was issued.
82. SE1103427; F/V St. John Bosco – Owner/operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued.
83. SE1103430; F/V Island Diver – Operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring coral. A written warning was issued.
84. SE1103462; F/V Young King – Owner and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$3,500 NOVA was issued.
85. SE1103593; F/V Miss Hannah – Owner and operator were charged under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$3,500 NOVA was issued.
86. SE1103651; State of FL registered vessel – Operator and passengers were charged under the Magnuson-Stevens Act for possessing undersized South Atlantic black sea bass and/or exceeding a bag or possession limit. A \$900 NOVA was issued.
87. SE1103657; F/V Ramblin Cajun – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$16,000 NOVA was issued
88. SE1103722; F/V Princess Celine – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$7,000 NOVA was issued.
89. SE1103776; F/V Seagull I – Owner/operator was charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$18,500 NOVA was issued.

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90. SE1103879; F/V Captain A.B. – Owner and operator were charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$11,500 NOVA was issued.
91. SE1103883; F/V Miss Pauline – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$5,750 NOVA was issued.
92. SE1103918; F/V Capt Quang – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. Charged under the Magnuson-Stevens Act for fishing without a valid federal permit. A \$27,750 NOVA was issued.
93. SE1103937; F/V Polyphonic – Owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$3,000 NOVA was issued.
94. SE1103985; F/V My Three Sons – Co-owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$12,000 NOVA was issued.
95. SE1103988; State of FL registered vessel – Co-owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$6,000 NOVA was issued.
96. SE1103990; F/V Nauti Lady – Owner and operator were charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$12,000 NOVA was issued.
97. SE1104033; F/V Justifiable – Co-owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$2,700 NOVA was issued.
98. SE1104080; F/V Lady Kristie – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$8,000 NOVA was issued.
99. SE1104115; F/V Capt Quang – Owner and operator were charged in four counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. An \$8,000 NOVA was issued.
100. SE1104263; F/V Ms. Trella – Co-owner/operator was charged under the National Marine Sanctuaries Act for grounding a vessel in the Florida Keys National Marine Sanctuary and injuring seagrass. A \$6,000 NOVA was issued.

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101. SE1104492; F/V Lucky Angel – Owner/operator was charged in two counts under the Endangered Species Act for having a vessel not in compliance with TED regulations. A \$4,750 NOVA was issued.

## **SOUTHWEST**

102. SW0800476; F/V Capt. John – Owner and operator were charged in five counts under the Magnuson-Stevens Act for fishing with trawl fishing gear in an Essential Fish Habitat Conservation Area. A \$55,959 NOVA was issued.

103. SW0901327; F/V Terron – Owner and operator were charged in two counts under the Magnuson-Stevens Act for failing to record accurate groundfish landing receipts and for failing to retain required landing receipts on board vessel. A \$5,622 NOVA was issued.

104. SW1002271; F/V Adele – Owner/operator was charged under the Lacey Act for importing and/or transporting in foreign commerce fish taken in violation of Mexican law. A \$1,000 NOVA was issued.

105. SW1003377; motorized personal watercraft – Owner/operator was charged under the National Marine Sanctuaries Act with operating a motorized personal watercraft in the Monterey Bay National Marine Sanctuary. A \$1,000 NOVA was issued.

106. SW1003605 – Company was charged under the Endangered Species Act for failing to comply with a term or condition of an Incidental Take Permit. A written warning was issued.

107. SW1101300; motorized personal watercraft – Owner/operator was charged under the National Marine Sanctuaries Act with operating a motorized personal watercraft in the Monterey Bay National Marine Sanctuary. A \$2,500 NOVA was issued.

## **Negotiated Settlement Agreement**

**During this time period, NOAA negotiated settlements in 24 civil administrative cases, as follows:**

### **ALASKA**

1. AK0401011; Magnuson-Stevens Act and American Fisheries Act case settled for \$525,000. Companies were charged for processing crab in excess of a crab processing cap. Original assessment was for \$4,457,048. After a hearing, an Administrative Law Judge reduced the assessment to \$450,000, and settlement followed.

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2. AK060002A; F/V Ocean Explorer – Endangered Species Act \$18,000 NOVA settled for \$9,000. Company and individuals and were charged for violations involving Steller sea lions and the Amchitka Island East Cape sea lion rookery.
3. AK0803860; Marine Mammal Protection Act \$10,000 NOVA settled for \$7,000. [See, Charged cases, item 1, from August 1, 2011, posting for initial charging information.]
4. AK1000431; F/V Ocean Alaska – Magnuson Stevens Act \$21,300 NOVA settled for \$18,800. [See, Charged cases, item 6, from August 1, 2011, posting for initial charging information.]
5. AK1100677; F/V Horizon – Magnuson-Stevens Act \$2,000 NOVA settled for \$2,000. [See, Charged cases, item 12, from August 1, 2011, posting for initial charging information.]

## **NORTHWEST**

6. NW0902640; F/V Bess Chet – Magnuson-Stevens Act \$17,000 NOVA settled for \$17,000, with \$15,800 suspended for 2 years. [See, Charged cases, item 16, from August 1, 2011, posting for initial charging information.]
7. NW1002387; F/V Vigorous – Magnuson-Stevens Act \$500 NOVA settled for \$500 and IFQ sanction. [See, Charged cases, item 17, above, for initial charging information.]

## **PACIFIC ISLANDS**

8. PI1000472; F/V Isabella T – Magnuson-Stevens Act \$17,500 NOVA settled for \$17,500, with \$5,500 suspended for two years. [See, Charged cases, item 39, from February 1, 2011, posting for initial charging information.]

## **SOUTHEAST**

9. SE1000213; F/V Becky L. Smith – Endangered Species Act and Magnuson-Stevens Act \$84,000 NOVA settled for \$3,000, with \$81,000 suspended for two years. Owner/operator was charged for having a vessel not in compliance with TED regulations and for fishing without a required limited access permit.
10. SE1002269; F/V Sunny Nguyen – Magnuson-Stevens Act \$7,500 NOVA settled for \$7,500, with \$1,500 suspended for one year. [See, Charged cases, item 33, above, for initial charging information.]

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11. SE1003111; F/V Miss Kerylin – Endangered Species Act and Magnuson-Stevens Act \$13,750 NOVA settled for \$13,750, with \$2,750 suspended for one year. [See, Charged cases, item 45, above, for initial charging information.]
12. SE1003113; F/V Andy – Endangered Species Act \$23,250 NOVA settled for \$23,250, with \$14,250 suspended for one year. [See, Charged cases, item 47, above for initial charging information.]
13. SE1003323; F/V Miro – Endangered Species Act and Magnuson-Stevens Act \$5,500 NOVA settled for \$1,200. [See, Charged cases, item 51, above, for initial charging information.]
14. SE1003838; F/V Santa Maria IV – Magnuson-Stevens Act \$20,000 NOVA settled for \$20,000, with \$4,000 suspended for one year. [See, Charged cases, item 29, from August 1, 2011, posting for initial charging information.]
15. SE1003839; F/V Kim Thuy – Magnuson-Stevens Act and Endangered Species Act \$36,250 NOVA settled for \$36,250, with \$7,250 suspended for one year. [See, Charged cases, item 53, above, for initial charging information.]
16. SE1004289; F/V Capt T&G – Magnuson-Stevens Act \$20,000 NOVA settled for \$20,000, with \$4,000 suspended for one year. [See, Charged cases, item 55, above, for initial charging information.]
17. SE1100157; F/V Sharon Nicole – Magnuson-Stevens Act \$12,500 settled for \$12,500, with \$2,500 suspended for one year. [See, Charged cases, item 33, from August 1, 2011, posting for initial charging information.]
18. SE1101909; F/V Sea Dog – National Marine Sanctuaries Act \$12,500 NOVA settled for \$12,500. Owner/operator and permit holder were charged for failing to comply with restrictions that apply after closure of the South Atlantic commercial vermilion snapper fishery.
19. SE1102153; F/V Sea Lion I – Magnuson-Stevens Act and Endangered Species Act \$38,500 NOVA reduced to \$34,000 and settled for \$34,000, with \$6,800 suspended for one year. [See, Charged cases, item 62, above for initial charging information.]
20. SE1102215; F/V Roll Tide – Endangered Species Act \$10,750 NOVA settled for \$10,750, with \$2,150 suspended for one year. [See, Charged cases, item 63, above, for initial charging information.]
21. SE1102334; F/V Miss Sandy – Endangered Species Act \$7,000 NOVA settled for \$7,000, with \$1,400 suspended for one year. [See, Charged cases, item 68, above, for initial charging information.]

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22. SE1102563; F/V Sharon – Endangered Species Act for \$7,000 NOVA settled for \$7,000, with \$1,400 suspended for one year. [See, Charged cases, item 71, above, for initial charging information.]

## **SOUTHWEST**

23. SW0700720; F/V El Vencedor – Magnuson-Stevens Act \$130,000 NOVA settled for \$130,000, with \$110,000 suspended for two years. Owner and operator were charged for engaging in fishing within the Exclusive Economic Zone of the United States without a valid permit.
24. SW0703625; F/V Western Warrior – Magnuson-Stevens Act \$31,049 NOVA settled for \$31,049, with \$26,049 suspended for two years. Owner/operator was charged for fishing inside various closed areas for the Pacific Coast Groundfish Fishery, including fish habitat areas within the Channel Islands National Marine Sanctuary.