

March 2015

NOAA Office of the General Counsel, Enforcement Section
Enforcement Actions
July 1, 2014, through December 31, 2014¹

NOVA and/or NOPS and/or Written Warning Issued and Served²

During this time period, NOAA charged 83 civil administrative cases, as follows:³

ALASKA

1. AK1101692; F/V Toni Marie - Individual was charged under the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) for retaining Individual Fishing Quota (IFQ) sablefish on a vessel in excess of the total amount of unharvested IFQ applicable to the IFQ regulatory area in which the vessel was deploying fixed gear, and that was currently held by all IFQ permit holders aboard the vessel. A \$1,000 NOVA was issued. [See, Settled cases, item 2, below, for resolution of this matter.]
2. AK1202410; F/V Wonder Worker - Owner and operator were charged under the Endangered Species Act and the Marine Mammal Protection Act for allowing the vessel to approach within 3 nautical miles of the Marmot Island Steller sea lion rookery site. A \$3,000 NOVA was issued.
3. AK1202525; F/V Arcturus - Individual was charged under the Magnuson-Stevens Act for harassing an observer by conduct that had sexual connotations, had the purpose or effect of interfering with the observer's work performance, or otherwise created an intimidating, hostile, or offensive environment. A \$17,500 NOVA was issued.
4. AK1303644; M/V L'ook - Owner, operator, and companies were charged under the Marine Mammal Protection Act for taking by harassment marine mammals (orcas) in waters under the jurisdiction of the United States. A \$4,480 NOVA was issued.

¹ Our next report is anticipated to be posted in August 2015, reporting on civil administrative cases charged and settled for the period January 1, 2015, through June 30, 2015. 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, and August 2014, reporting for the period March 18, 2010, through June 30, 2014. The reports are not considered to be publications. All data is provisional.

² 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 These cases are listed by file number, separated by regions.

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5. AK1303649; M/V L'ook - Owner, individual, and companies were charged under the Endangered Species Act and Marine Mammal Protection Act for taking endangered humpback whales, by approaching within 100 yards of humpback whales. An \$8,750 NOVA was issued.
6. AK1303936; F/V Southern Seas - Owner and operator were charged under the Magnuson-Stevens Act for exceeding the vessel's IFQ sablefish vessel cap. A written warning was issued.
7. AK1304501; F/V Hula Girl - Individual was charged under the Magnuson-Stevens Act and Northern Pacific Halibut Act for retaining IFQ halibut on a vessel in excess of the total amount of unharvested IFQ applicable to the IFQ regulatory area in which the vessel was deploying fixed gear, and that was currently held by all IFQ permit holders aboard the vessel. A \$3,300 NOVA was issued.
8. AK1401323; F/V San Juan - Individual was charged under the Magnuson-Stevens Act for retaining IFQ halibut on a vessel in excess of the total amount of unharvested IFQ applicable to the IFQ regulatory area in which the vessel was deploying fixed gear, and that was currently held by all IFQ permit holders aboard the vessel. A \$1,000 NOVA was issued. [See, Settled cases, item 4, below, for resolution of this matter.]
9. AK1401764 - Individual was charged under the Marine Mammal Protection Act for taking a harbor seal pup by picking it up and placing his/her finger in its mouth. A written warning was issued.

NORTHEAST

10. NE1103912; F/V Instigator - Owner and operator were charged under the Magnuson-Stevens Act for dumping Atlantic sea scallops from the vessel into New Bedford, MA, harbor during an inspection of the vessel's catch by an authorized officer. A \$15,000 NOVA was issued. [See, Settled cases, item 7, below, for resolution of this matter.]
11. NE1201942; F/V Miss Rockville - Owner/operator was charged in two counts under the Magnuson-Stevens Act for refusing to carry an observer aboard the vessel; and for failing to carry an observer aboard the vessel when required. A \$17,500 Amended NOVA was issued.
12. NE1202385; F/V Mishell II - Owner/operator was charged under the Magnuson-Stevens Act for refusing to provide a NOAA-contracted Atlantic large pelagic surveyor information that the surveyor requested pertaining to a completed fishing trip. A \$2,000 NOVA was issued.
13. NE1203030; Casino Lobster Co. - Company was charged under the Atlantic Coastal Fisheries Cooperative Management Act for purchasing and possessing American lobster for commercial purposes without a required permit. A \$10,000 NOVA was issued.
14. NE1300072; F/V Perry's Pride II - Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with pre-trip notification requirements. A \$5,500 NOVA was issued.
15. NE1300538 and NE1303208; F/V Pamet - Owner and operator were charged in two counts under the Magnuson-Stevens Act for fishing without a required Atlantic sea scallop permit. A \$25,000 NOVA was issued.

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16. NE1300839; F/V Chump Change - Owner/operator was charged under the Magnuson-Stevens Act for fishing for and possessing an Atlantic highly migratory species (HMS) without a valid Federal HMS permit for yellowfin tuna. A \$2,000 NOVA was issued.
17. NE1301601 and NE1301636; Wedgeport Lobsters Limited - Company was charged in four counts under the Magnuson-Stevens Act and the Lacey Act for importing undersized lobsters; for importing egg-bearing lobsters; and for importing and transporting in foreign commerce fish (v-notched lobsters) possessed in violation of State law. A \$20,500 NOVA was issued. [See, Settled cases, item 14, below, for resolution of this matter.]
18. NE1303085; F/V Lori B - Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with pre-trip notification requirements. A \$5,500 NOVA was issued.
19. NE1303087; F/V Ann Marie - Owner/operator was charged under the Magnuson-Stevens Act for failing to comply with pre-trip notification requirements. A \$5,000 NOVA was issued.
20. NE1303341; Paturel International Company - Company was charged in two counts under the Magnuson-Stevens Act for importing undersized lobsters; and for importing egg-bearing lobsters. A \$12,000 NOVA was issued.
21. NE1303988; F/V Aaron & Melissa II - Owner was charged under the Magnuson-Stevens Act for transiting through the Western Gulf of Maine Closed Area without gear properly stowed. A \$5,000 NOVA was issued.
22. NE1304254; F/V Leah Sky - Owner was charged under the Magnuson-Stevens Act for failing to timely submit fishing log reports. A \$500 NOVA was issued. [See, Settled cases, item 15, below, for resolution of this matter.]
23. NE1304412; F/V Searcher - Owner and operator were charged under the Magnuson-Stevens Act for fishing without a required Atlantic sea scallop permit. A \$15,000 NOVA was issued.
24. NE1305231; F/V Ryan Zachary - Owner and operator were charged under the Marine Mammal Protection Act for fishing in a commercial fishery in contravention of applicable regulations designed to prevent harbor porpoises from interacting with fishing gear. A \$4,000 NOVA was issued.

NORTHWEST

25. NW1003025; F/V Lily Marlene - Owner/operator was charged under the Magnuson-Stevens Act for failing to operate and maintain a vessel monitoring system (VMS) mobile transceiver unit on board the vessel at all times. A \$12,500 NOVA was issued.
26. NW1303170; M/V Victoria Star 2 - Owner and operator were charged under the Endangered Species Act and Marine Mammal Protection Act for causing the vessel to approach, in any matter, within 200 yards of any killer whale. A \$4,750 NOVA was issued. [See, Settled cases, item 16, below, for resolution of this matter.]

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PACIFIC ISLANDS

27. PI1201620; F/V American Triumph - Owner and operators were charged in two counts under the Marine Mammal Protection Act for taking a marine mammal on the high seas; and for harassing an observer by conduct that had the purpose or effect of unreasonably interfering with the observer's work performance, or that created an intimidating, hostile, or offensive environment. A \$15,000 NOVA was issued. [See, Settled cases, item 17, below, for resolution of this matter.]
28. PI1203122; F/V American Triumph - Owner and operators were charged 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), or deploying or servicing a FAD. A \$128,500 NOVA was issued. [See, Settled cases, item 18, below, for resolution of this matter.]
29. PI1301326; F/V Sea Fox - Owner and operators were charged in two counts under the Marine Mammal Protection Act and the Western and Central Pacific Fisheries Convention Implementation Act for taking a marine mammal on the high seas; and for setting a purse seine around, near, or in association with a FAD. A \$79,000 NOVA was issued.
30. PI1302727; F/V American Victory - Owner and operators were charged in two counts under the Marine Mammal Protection Act and the Western and Central Pacific Fisheries Convention Implementation Act for taking a marine mammal on the high seas; and for setting a purse seine around, near, or in association with a FAD. A \$145,700 NOVA was issued. [See, Settled cases, item 19, below, for resolution of this matter.]
31. PI1304447; F/V Daniela - Owner and operator were charged in four counts under the Marine Mammal Protection Act and the Western and Central Pacific Fisheries Convention Implementation Act for taking a marine mammal on the high seas; for setting a purse seine around, near, or in association with a FAD; for taking a marine mammal in waters subject to the jurisdiction of the United States; and for repairing, cleaning, maintaining, or otherwise servicing a FAD, including any electronic equipment used in association with a FAD. A \$170,000 NOVA was issued.
32. PI1305092; F/V Captain Kevin - Owner and operator were charge in three counts under the Magnuson-Stevens Act for conducting longline fishing in the longline fishing prohibited area surrounding the Main Hawaiian Islands. A \$49,604.70 NOVA was issued.

SOUTHEAST

33. SE1100383; F/V No Bull - Owner and operator were charged under the Magnuson-Stevens Act for fishing pelagic longline gear in Federal waters with cut-up shark used as bait. An \$8,000 NOVA was issued. [See, Settled cases, item 27, below, for resolution of this matter.]
34. SE1102674; F/V Vee Slayer - Individuals were charged under the Magnuson-Stevens Act for possessing swordfish on board the vessel without a valid Federal permit to do so. A written warning was issued.

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35. SE1103718; F/V Albi - Owner was charged in two counts under the Magnuson-Stevens Act for departing on a fishing trip without an observer on board when the vessel was required to carry one; and for departing on a fishing trip without a functional VMS unit on board the vessel. A \$14,500 NOVA was issued.
36. SE1103738; F/V Albi - Company was charged under the Magnuson-Stevens Act for fishing for and landing yellowfin tuna without a current Federal permit to do so, and failing to timely submit to the National Marine Fisheries Service (NMFS) logbook forms for fishing trips taken by the vessel. A written warning was issued.
37. SE1104085; F/V Lucky Diamond - Owner and individual were charged under the Magnuson-Stevens Act for catching sharks, removing their fins, and returning the finned shark carcasses to the sea. A \$15,000 NOVA was issued.
38. SE1104511; F/V Fanta Seas - Owner and operator were charged in two counts under the Magnuson-Stevens Act for departing on a fishing trip while holding a Federal Gulf of Mexico Reef Fish Commercial Permit without a continuously operating VMS unit on board; and for possessing an Atlantic HMS (skipjack tuna) without the appropriate Federal Atlantic HMS permit. A \$5,000 NOVA was issued.
39. SE1104925A; Florida state registered vessel - Owner and individuals were charged under the Magnuson-Stevens Act for possessing vermillion snapper when the recreational bag limit for vermilion snapper was zero. A \$2,000 NOVA was issued. [See, Settled cases, item 34, below, for resolution of this matter.]
40. SE1104925B; Florida state registered vessel - Owner/operator was charged under the Magnuson-Stevens Act for possessing an Atlantic HMS (sharpnose shark) without a valid Federal HMS permit. A \$2,000 NOVA was issued.
41. SE1200077; F/V Thai Express II - Owner and operator were charged under the Magnuson-Stevens Act for possessing a limited harvest species (cobia) in excess of its limitation per person. A \$5,000 NOVA was issued. [See, Settled cases, item 37, below, for resolution of this matter.]
42. SE1200147; F/V Fin Addict - Individual was charged under the Magnuson-Stevens Act for possessing spiny lobster harvested from the Exclusive Economic Zone (EEZ) through the use of prohibited gear or methods. A \$5,000 NOVA was issued. [See, Settled cases, item 38, below, for resolution of this matter.]
43. SE1200538; M/Y Sempre Duro - Owner was 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.
44. SE1200618; F/V Blind Faith - Owner and operator were charged in two counts under the Magnuson-Stevens Act for possessing an undersized Atlantic HMS (yellowfin tuna); and for possessing a Gulf of Mexico coastal pelagic species (mai-mai) without the appropriate Federal permit. A \$750 NOVA and written warning was issued. [See, Settled cases, item 40, below, for resolution of this matter.]

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45. SE1201798; Florida state registered vessel - Individuals were charged under the Lacey Act and the Endangered Species Act for importing queen conch (shells and meat) harvested in the Bahamas into the United States aboard the vessel. A written warning was issued.
46. SE1202024; F/V Longway - Owner/operator was charged in two counts under the Magnuson-Stevens Act for possessing fish (black sea bass) in excess of the recreational catch limit; and for possessing Atlantic HMS (sharpnose sharks) in excess of that allowed per person per recreational fishing trip. A \$1,475 NOVA was issued.
47. SE1202442; F/V How Sweet It Is - Individual was charged under the Magnuson-Stevens Act for failing to return immediately to the water a berried spiny lobster; stripping eggs from or otherwise molesting a berried spiny lobster; or possessing a spiny lobster, or part thereof, from which eggs, swimmerettes, or pleopods have been removed or stripped. A \$7,000 NOVA was issued. [See, Settled cases, item 41, below, for resolution of this matter.]
48. SE1202701; F/V Prince of Tides - Owner and operator were charged under the Magnuson-Stevens Act for fishing pelagic longline gear inside of the East Florida Coast closed area. A \$6,000 NOVA was issued.
49. SE1203434; F/V Insomniac - Owner/operator was charged under the Magnuson-Stevens Act for fishing with illegal buoy gear targeting swordfish. An \$8,000 NOVA was issued.
50. SE1203879; F/V Honey Bee - Owner and operator were charged under the Magnuson-Stevens Act for failing to maintain a Gulf of Mexico reef fish (gray tilefish) and shark intact through offloading ashore. An \$8,000 NOVA was issued.
51. SE1301690; F/V China Girl - Owner and operator were charged under the Magnuson-Stevens Act for possessing Atlantic HMS (yellowfin tuna), dolphin, and wahoo in or from the United States EEZ in the Atlantic Ocean in a form other than permitted by regulation. A \$15,000 NOVA was issued.
52. SE1302036 - Individual was charged under the Endangered Species Act for taking a threatened species (loggerhead sea turtle) with a gillnet. A \$5,750 NOVA as issued.
53. SE1302371; M/Y Moondancer - Owner was 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. A \$9,000 NOVA was issued.
54. SE1302372; M/V Melina - Owner and company were charged in seven counts under the Endangered Species Act and Marine Mammal Protection Act for violating speed restrictions to protect endangered North Atlantic right whales; and for failing to enter required information into the logbook of the vessel. An \$18,250 NOVA was issued.
55. SE1302623; Florida state registered vessel - Owner and operator were charged in three counts under the Magnuson-Stevens Act for possessing Gulf of Mexico reef fish (red snapper) and Atlantic HMS (spinner sharks) over the recreational bag limit; for possessing an undersized red snapper, Vermillion snapper, and spinner sharks; and for fishing for Atlantic HMS (spinner sharks) without a Federal permit. A \$6,000 NOVA was issued.

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56. SE1303792 - Individual was charged under the Endangered Species Act for taking a threatened species (green sea turtle) with a gillnet. A \$5,750 NOVA as issued. [See, Settled cases, item 48, below, for resolution of this matter.]
57. SE1305179; M/Y Wanderer - Owner and operator 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 50, below, for resolution of this matter.]
58. SE1305322; Ocean Promotions & Events, LLC - Company was charged under the Magnuson-Stevens Act for failing to register an Atlantic HMS tournament for sailfish. A \$4,000 NOVA was issued.
59. SE1305335; F/V Lady Kim T - Owner and operator were charged in two counts under the Magnuson-Stevens Act for having a vessel not in compliance with Turtle Excluder Device regulations. A \$9,250 NOVA was issued.
60. SE1400299; F/V High Bidder - Owner/operator was charged under the Magnuson-Stevens Act for possessing on board a vessel or landing or selling fish (gillnet king mackerel) in excess of the commercial trip limits. An \$11,090.55 NOVA was issued.
61. SE1400345; F/V Lady - Owner and operator were charged under the Magnuson-Stevens Act for possessing on board a vessel or landing or selling fish (gillnet king mackerel) in excess of the commercial trip limits. An \$8,738.35 NOVA was issued. [See, Settled cases, item 51, below, for resolution of this matter.]
62. SE1400523; F/V Outta Line - Owner and operator were charged under the Magnuson-Stevens Act for failing to comply with any provision related to the IFQ program for Gulf red snapper, i.e., advance notice of landing. A \$2,000 NOVA was issued.
63. SE1401751 - Individual was charged under the Marine Mammal Protection Act for taking a marine mammal in waters or on lands under the jurisdiction of the United States, by feeding or attempting to feed a marine mammal (dolphin) in the wild. A \$2,500 NOVA was issued.
64. SE1401775; F/V Sword-a-Crazy - Owner and operator were charged under the Magnuson-Stevens Act for landing a giant Atlantic Bluefin tuna when the season to catch such fish was closed. A \$5,000 NOVA was issued.
65. SE1401942; F/V Marsh Harbour - Owner/operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of John Sawyer Bank, Florida, in the Florida Keys National Marine Sanctuary. A \$6,000 NOVA was issued. [See, Settled cases, item 54, below, for resolution of this matter.]
66. SE1402056; S/V Cat Tales - Operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of West Washerwoman Shoal, Florida, in the Florida Keys National Marine Sanctuary. A \$6,000 NOVA was issued. [See, Settled cases, item 55, below, for resolution of this matter.]

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67. SE1402284; S/V Fukumal - Owner/operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of West Washerwoman Shoal, Florida, in the Florida Keys National Marine Sanctuary. A \$6,000 NOVA was issued. [See, Settled cases, item 56, below, for resolution of this matter.]
68. SE1402583; Florida state registered vessel - Operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of Mosquito Bank, Key Largo, Florida, in the Florida Keys National Marine Sanctuary. A \$1,000 NOVA was issued. [See, Settled cases, item 57, below, for resolution of this matter.]
69. SE1402616; Florida state registered vessel - Owner/operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of Pigeon Key Bank, Florida, in the Florida Keys National Marine Sanctuary. A \$6,000 NOVA was issued.
70. SE1403008; F/V Honey Bee - Owner and operator were charged in three counts under the Magnuson-Stevens Act for fishing in violation of the prohibitions, restrictions, and requirements applicable to the seasonal and/or area closures, i.e., exceeding bag limits for reef fish while using buoy gear or longline gear shoreward of the longline and buoy gear restricted area; for failing to comply immediately with enforcement and boarding procedures; and for fishing for, harvesting or possessing a prohibited species or failing to comply with release requirements for Gulf prohibited coral taken as incidental catch in the Gulf EEZ by immediate return to the sea in the general area of fishing. A \$49,500 NOVA was issued.
71. SE1403056; F/V Sea Lion - Operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of West Washerwoman Shoal, Florida, in the Florida Keys National Marine Sanctuary. A \$1,000 NOVA was issued. [See, Settled cases, item 58, below, for resolution of this matter.]
72. SE1403448; F/V Bout Time - Co-owner/operator was charged under the National Marine Sanctuaries Act for operating a vessel in such a manner as to cause prop-scarring in the vicinity of Bethel Bank, Florida, in the Florida Keys National Marine Sanctuary. A \$6,000 NOVA was issued

SOUTHWEST

73. SW1001526; F/V Pale Horse - Owner/operator was charged under the Magnuson-Stevens Act for operating the vessel inside the Non-Trawl Rockfish Conservation Area while having non-trawl gear on board, not being registered to a limited entry permit, while retaining groundfish, and not continuously transiting the Rockfish Conservation Area. A \$5,114 Amended NOVA was issued. [See, Settled cases, item 60, below, for resolution of this matter.]
74. SW1002624; Riven Rock Mutual Water Company - Company was charged under the Endangered Species Act for taking a species of fish or wildlife listed as endangered, by operating a water diversion structure on Cold Springs Creek in a manner that harmed, trapped, and captured one Southern California steelhead. A written warning was issued.

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75. SW1300294 - Individual was charged under the Marine Mammal Protection Act for taking a marine mammal (orca whale) on the high seas. A \$2,500 NOVA was issued. [See, Settled cases, item 62, below, for resolution of this matter.]
76. SW1300718; F/V Noah's Ark - Owner and operator were charged under the Magnuson-Stevens Act for operating the vessel inside a Groundfish Conservation Area for purposes other than continuous transit. A \$7,871 NOVA was issued. [See, Settled cases, item 63, below, for resolution of this matter.]
77. SW1303410 - Individual was charged under the Marine Mammal Protection Act for taking by harassment a marine mammal (grey whale) in waters within the jurisdiction of the United States. A \$1,250 NOVA was issued.
78. SW1305342 - Individual was charged under the Marine Mammal Protection Act for taking by harassment a marine mammal (California sea lion) in waters subject to the jurisdiction of the United States. A \$1,250 NOVA was issued.
79. SW1400124A; F/V Pioneer - Owner/operator was charged in two counts under the Magnuson-Stevens Act for landing groundfish taken and retained during an IFQ trip, from the vessel that harvested the fish, to a first receiver that did not hold a valid first receiver site license for the physical location where the landing occurred; and for failing to comply with reporting requirements for the West Coast Groundfish Fishery. A \$4,000 NOVA and written warning were issued.
80. SW1400124B; Sargeant Wholesale Biologicals - Company was charged under the Magnuson-Stevens Act for receiving, purchasing, taking custody, controlling, or possessing an IFQ landing from a vessel that harvested the catch taken while fishing under the Shorebased IFQ Program without a valid first receiver site license. A written warning was issued.
81. SW1400124C - Individual was charged under the Magnuson-Stevens Act for receiving, controlling, or possessing an IFQ landing from a vessel that harvested the catch taken while fishing under the Shorebased IFQ Program without a valid first receiver site license. A written warning was issued.
82. SW1400402; F/V Jonathan N - Owner/operator was charged in two counts under the Magnuson-Stevens Act for fishing with bottom contact gear from the vessel within the EEZ of the United States and in the Richardson Rock Essential Fish Habitat Conservation Area; and for falsifying or failing to make reports of groundfish landings, containing all data, in the exact manner required by the State of California. A \$19,500 NOVA was issued.
83. SW1402420; San Francisco Community Fishing Association, Inc. - Company was charged under the Magnuson-Stevens Act for failing to submit a complete Electronic Data Collection Form to the NMFS. A \$7,000 NOVA was issued.

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Settlement Agreement

During this time period, there were settlements in 64 civil administrative cases, as follows:

ALASKA

1. AK0700698, AK1101557, AK1200532; American Seafoods Company, LLC - Magnuson-Stevens Act \$2,676,600 combined NOVAs settled for \$1,750,000. [See, Charged cases, item 1, from August 7, 2012 posting, and item 15 and item 23, from August 2, 2013 posting, for initial charging information.]
2. AK1101692; F/V Toni Marie - Magnuson-Stevens Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 1, above, for initial charging information.]
3. AK1102931; F/V Clipper Surprise - Magnuson-Stevens Act \$4,500 NOVA settled for \$4,500, with \$3,000 suspended for 2 years, based on a partial inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 3, from February 11, 2013 posting, for initial charging information.]
4. AK1401323; F/V San Juan - Magnuson-Stevens Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 8, above, for initial charging information.]

NORTHEAST

5. NE1004133; F/V Perry's Pride IV - Magnuson-Stevens Act \$14,500 NOVA settled, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 32, from August 2, 2013 posting, for initial charging information.]
6. NE1101530; M/V Susana S - Endangered Species Act and Marine Mammal Protection Act \$76,000 Amended NOVA settled for \$68,400. [See, Charged cases, item 29, from February 2014 posting, for initial charging information.]
7. NE1103912; F/V Instigator - Magnuson-Stevens Act \$15,000 NOVA settled for \$13,500. [See, Charged cases, item 10, above, for initial charging information.]
8. NE1104392; F/V Delphinus - Magnuson-Stevens Act \$18,000 NOVA settled for \$18,000, with \$18,000 suspended for 2 years, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 19, from August 2014 posting, for initial charging information.]
9. NE1200938; James L. Mood Fisheries Ltd. - Magnuson-Stevens Act and Lacey Act \$22,500 NOVA settled for \$15,000. [See, Charged cases, item 39, from February 2014 posting, for initial charging information.]
10. NE1200939; F/V Sierra Spring - Atlantic Coastal Cooperative Fisheries Cooperative Management Act and Marine Mammal Protection Act \$10,500 NOVA settled for \$10,500, with \$10,500 suspended for

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1 year, based on an inability to pay, made in consideration of financial information submitted to the Agency. Individual was charged for fishing for lobster in federal waters without authorization, and for fishing with trap/pot gear in the Northern Nearshore Trap/Pot Waters Area with trap/pot gear that was noncompliant with gear marking and area-specific requirements.

11. NE1202743; F/V Vila Nova Do Corvo I - Magnuson-Stevens Act \$6,000 NOVA settled for \$5,400. [See, Charged cases, item 21, from August 2014 posting, for initial charging information.]
12. NE1203347; F/V Odyssey - Magnuson-Stevens Act \$2,000 NOVA settled for \$1,800. [See, Charged cases, item 22, from August 2014 posting, for initial charging information.]
13. NE1300190; F/V Bank Tank - Magnuson-Stevens Act \$15,000 NOVA settled for \$9,000. [See, Charged cases, item 24, from August 2014 posting, for initial charging information.]
14. NE1301601 and NE1301636; Wedgeport Lobsters Limited - Magnuson-Stevens Act and Lacey Act \$20,500 NOVA settled for \$18,450. [See, Charged cases, item 17, above, for initial charging information.]
15. NE1304254; F/V Leah Sky - Magnuson-Stevens Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 22, above, for initial charging information.]

NORTHWEST

16. NW1303170; M/V Victoria Star 2 - Endangered Species Act and Marine Mammal Protection Act \$4,750 NOVA settled for the \$500 Summary Settlement offer. [See, Charged cases, item 26, above, for initial charging information.]

PACIFIC ISLANDS

17. PI1201620; F/V American Triumph - Marine Mammal Protection Act \$15,000 NOVA settled for \$14,100. [See, Charged cases, item 27, above, for initial charging information.]
18. PI1203122; F/V American Triumph - Western and Central Pacific Fisheries Convention Implementation Act \$128,500 NOVA settled for \$72,669.75. [See, Charged cases, item 28, above, for initial charging information.]
19. PI1302727; F/V American Victory - Marine Mammal Protection Act and Western and Central Pacific Fisheries Convention Implementation Act \$145,700 NOVA settled for \$111,351.10. [See, Charged cases, item 30, above, for initial charging information.]
20. PI1302848; F/V Pacific Horizon - Magnuson-Stevens Act and Endangered Species Act \$30,250 NOVA settled for \$17,550, based on a partial inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 28, from August 2014 posting, for initial charging information.]

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21. PI1400276; F/V Hana Hou - National Marine Sanctuaries Act \$4,500 NOVA settled for the \$750 Summary Settlement offer. [See, Charged cases, item 30, from August 2014 posting, for initial charging information.]

SOUTHEAST

22. SE0900001; F/V Charleston Star - Magnuson-Stevens Act \$30,000 NOVA settled, based on an inability to pay, made in consideration of financial information submitted to the Agency. Owner was charged for failing to comply with the requirements for observer coverage, and/or for fishing without an observer when required to carry an observer, and/or for failing to maintain the vessel safety conditions necessary to pass the Coast Guard Fishing Vessel Safety Examination when required by the NMFS.
23. SE0902097; F/V Easy Going - Magnuson-Stevens Act \$4,000 NOVA settled, based on an inability to pay, made in consideration of financial information submitted to the Agency. Owner and operator were charged for exceeding a bag or possession limit.
24. SE1003167; F/V Capt. N C II - Endangered Species Act and Magnuson-Stevens Act \$14,750 NOVA settled for \$14,750, with \$14,750 suspended for 2 years, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 48, from February 6, 2012 posting, for initial charging information.]
25. SE1003187; F/V Friendship - Magnuson-Stevens Act \$20,000 NOVA settled for \$20,000, with \$16,161.57 suspended for 2 years, based on a partial inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 74, from February 1, 2011 posting, for initial charging information.]
26. SE1003391 - Magnuson-Stevens Act \$16,000 NOVA settled for \$16,000. Individual was charged in two counts for failing to maintain a fish (red grouper and American red snapper) intact through offloading ashore; and for failing to maintain a shark in its proper form.
27. SE1100383; F/V No Bull - Magnuson-Stevens Act \$8,000 NOVA settled for \$7,200. [See, Charged cases, item 33, above, for initial charging information.]
28. SE1100514; F/V Lady - Magnuson-Stevens Act \$18,829.40 NOVA settled for \$18,329.40. [See, Charged cases, item 31, from August 2014 posting, for initial charging information.]
29. SE1100534; F/V High Bidder - Magnuson-Stevens Act \$7,111.10 NOVA settled for \$6,911.10. [See, Charged cases, item 32, from August 2014 posting, for initial charging information.]
30. SE1100537; F/V Brandi Lee - Magnuson-Stevens Act \$6,776.30 NOVA settled for \$6,576.30. [See, Charged cases, item 33, from August 2014 posting, for initial charging information.]
31. SE1102616; F/V Rey Del Mar - Magnuson-Stevens Act \$4,000 NOVA settled for \$3,600. [See, Charged cases, item 38, from August 2014 posting, for initial charging information.]

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32. SE1103957; F/V Margie L. - Magnuson-Stevens Act \$5,500 NOVA settled for \$5,500. Owner and operator were charged for failing to comply with the protected species conservation measures, i.e., sea turtle conservation measures for Gulf reef fish commercial vessels, and failing to comply with the species-specific limitations, i.e., venting tool for Gulf reef fish. A written warning had been issued for failing to comply with any provision related to a VMS.
33. SE1104188; Florida state registered vessel - Magnuson-Stevens Act \$2,000 NOVA settled for \$1,800. [See, Charged cases, item 42, from August 2014 posting, for initial charging information.]
34. SE1104925A; Florida state registered vessel - Magnuson-Stevens Act \$2,000 NOVA settled for \$1,800. [See, Charged cases, item 39, above, for initial charging information.]
35. SE1105098; F/V Watersport - Magnuson-Stevens Act \$5,015 NOVA settled for \$3,500. [See, Charged cases, item 46, from August 2014 posting, for initial charging information.]
36. SE1200022; F/V Johnny Le - Magnuson-Stevens Act \$8,000 NOVA settled with the operator, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 87, from August 7, 2012 posting, for initial charging information. See, Settled cases, item 42, from February 11, 2013 posting, for resolution of the matter with the owner.]
37. SE1200077; F/V Thai Express II - Magnuson-Stevens Act \$5,000 NOVA settled for \$4,500. [See, Charged cases, item 41, above, for initial charging information.]
38. SE1200147; F/V Fin Addict - Magnuson-Stevens Act \$5,000 NOVA settled for \$4,500. [See, Charged cases, item 42, above, for initial charging information.]
39. SE1200522; Mississippi state registered vessel - Magnuson-Stevens Act \$4,000 NOVA settled for \$3,600. [See, Charged cases, item 48, from August 2014 posting, for initial charging information.]
40. SE1200618; F/V Blind Faith - Magnuson-Stevens Act \$750 NOVA settled for \$675. [See, Charged cases, item 44, above, for initial charging information.]
41. SE1202442; F/V How Sweet It Is - Magnuson-Stevens Act \$7,000 NOVA settled for \$6,300. [See, Charged cases, item 47, above, for initial charging information.]
42. SE1300086; F/V Capt J - Endangered Species Act \$3,500 NOVA settled for \$3,150. [See, Charged cases, item 52, from August 2014 posting, for initial charging information.]
43. SE1301021; F/V Angler - Magnuson-Stevens Act \$17,500 NOVA settled for \$14,175. [See, Charged cases, item 53, from August 2014 posting, for initial charging information.]
44. SE1301549; Georgia state registered vessel - National Marine Sanctuaries Act \$3,000 NOVA settled for \$2,400. [See, Charged cases, item 54, from August 2014 posting, for initial charging information.]

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45. SE1302629 - Magnuson-Stevens Act \$15,000 NOVA settled with the individual, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 83, from February 2014 posting, for initial charging information.]
46. SE1303153 - Endangered Species Act \$4,750 NOVA settled for \$4,750, with \$4,250 suspended for 1 year, based on a partial inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 57, from August 2014 posting, for initial charging information.]
47. SE1303417; Louisiana state registered vessel - Magnuson-Stevens Act \$500 NOVA settled for \$450. [See, Charged cases, item 58, from August 2014 posting, for initial charging information.]
48. SE1303792 - Endangered Species Act \$5,750 NOVA settled for \$5,175. [See, Charged cases, item 56, above, for initial charging information.]
49. SE1305029; F/V Lady Ida - Magnuson-Stevens Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 62, from August 2014 posting, for initial charging information.]
50. SE1305179; M/Y Wanderer - Endangered Species Act and Marine Mammal Protection Act \$11,500 NOVA settled for \$10,350. [See, Charged cases, item 57, above, for initial charging information.]
51. SE1400345; F/V Lady - Magnuson-Stevens Act \$8,738.35 NOVA settled for \$7,864.52. [See, Charged cases, item 61, above, for initial charging information.]
52. SE1400539; M/Y Veloce - Endangered Species Act and Marine Mammal Protection Act \$9,000 NOVA settled for \$8,100. [See, Charged cases, item 67, from August 2014 posting, for initial charging information.]
53. SE1401536; Florida state registered vessel - National Marine Sanctuaries Act \$3,000 NOVA settled, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 71, from August 2014 posting, for initial charging information.]
54. SE1401942; F/V Marsh Harbour - National Marine Sanctuaries Act \$6,000 NOVA settled for \$5,400. [See, Charged cases, item 65, above, for initial charging information.]
55. SE1402056; S/V Cat Tales - National Marine Sanctuaries Act \$6,000 NOVA settled for \$5,400. [See, Charged cases, item, above 66, for initial charging information.]
56. SE1402284; S/V Fukumal - National Marine Sanctuaries Act \$6,000 NOVA settled, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 67, above, for initial charging information.]
57. SE1402583; Florida state registered vessel - National Marine Sanctuaries Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 68, above, for initial charging information.]
58. SE1403056; F/V Sea Lion - National Marine Sanctuaries Act \$1,000 NOVA settled for \$900. [See, Charged cases, item 71, above, for initial charging information.]

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59. SW0800690 - Magnuson-Stevens Act \$36,020 NOVA settled for \$31,295. [See, Charged cases, item 99, from August 7, 2012 posting, for initial charging information.]
60. SW1001526; F/V Pale Horse - Magnuson-Stevens Act \$5,114 Amended NOVA settled for \$5,114. [See, Charged cases, item 73, above, for initial charging information.]
61. SW1201547; G&J Express, Inc. - Magnuson-Stevens Act \$30,000 NOVA settled for \$30,000, with \$30,000 suspended for 2 years, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 75, from August 2014, posting for initial charging information.]
62. SW1300294 - Marine Mammal Protection Act \$2,500 NOVA settled for \$2,250. [See, Charged cases, item 75, above, for initial charging information.]
63. SW1300718; F/V Noah's Ark - Magnuson-Stevens Act \$7,871 NOVA settled for \$7,083.90. [See, Charged cases, item 76, above, for initial charging information.]
64. SW1301455; F/V Victoria - Magnuson-Stevens Act \$63,738 NOVA settled for \$63,738, with \$63,738 suspended for 2 years, based on an inability to pay, made in consideration of financial information submitted to the Agency. [See, Charged cases, item 94, from February 2014 posting, for initial charging information.]