

**NOAA Office of General Counsel, Enforcement Section
Enforcement Actions
July 1, 2019 through December 31, 2019 ¹**

During this reporting period, NOAA charged 69 civil administrative cases, settled 65 civil administrative cases, and otherwise resolved three written warnings and three additional civil administrative cases upon default.²

Charged Cases and Resolutions³

ALASKA

1. AK1604816 – Charter vessel guide Rafael Ruiz was charged under the Northern Pacific Halibut Act with reporting an invalid charter halibut permit number in the Alaska Department of Fish and Game (ADF&G) Saltwater Charter Logbook; or, in the alternative: failing to have onboard an original, valid charter halibut permit for the regulatory area in which the vessel was operating during a charter vessel fishing trip. A \$2,000 NOVA was issued.
2. AK1704676A – Owner True Alaskan Charters, LLC and charter vessel guide Robert Lachester were charged jointly and severally under the Northern Pacific Halibut Act with failing to submit logbook pages to ADF&G as required by federal regulation. A \$3,000 NOVA was issued and the case settled for \$2,700.
3. AK1704676B – Owner True Alaskan Charters, LLC and charter vessel guide Richard Gaiser were charged jointly and severally under the Northern Pacific Halibut Act with failing to submit logbook pages to ADF&G as required by federal regulation. A \$2,000 NOVA was issued and the case settled for \$1,800.
4. AK1802383A – Owner Wahl Fisheries, LLC and Operator William Wahl were charged jointly and severally under the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) with retaining individual fishing quota (IFQ) sablefish in excess of the IFQ held by all permit holders aboard for the area in which the vessel was deploying fixed gear. A \$5,750 NOVA was issued and the case settled for \$5,175.

¹ This report is not considered to be a publication. All data are provisional.

² Cases are listed by file number, separated by regions. West Coast region includes cases from both our Southwest and Northwest offices, but all are given Northwest case numbers.

³ Charged cases have had a Notice of Violation and Assessment (NOVA), Notice of Permit Sanction (NOPS), and/or Written Warning issued and served. 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 both the allegations, and the proposed penalty or permit sanction, through means set forth in NOAA's civil procedure regulations, found at 15 C.F.R. Part 904.

5. AK1802383B – IFQ permit holder Stephen Rhoads was charged under the Magnuson-Stevens Act with not being aboard the vessel at all times during the fishing trip. A \$5,750 NOVA was issued.
6. AK1803567– First Mate Thao Dihn Nguyen was charged under the Magnuson-Stevens Act with unlawfully 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 \$30,000 NOVA was issued and the case settled for \$27,000.
7. AK1804443 – Owner Hat LLC and operator Jon Andrew Greenway were charged jointly and severally under the Northern Pacific Halibut Act with failing to maintain an accurate log of Pacific halibut fishing operations while fishing in waters in and off Alaska. A \$2,200 NOVA was issued and the case settled for \$1,980.
8. AK1806496A – Owner Bristol Leader Fisheries LLC, manager Alaskan Leader Fisheries LLC, and chief engineer Curtis Foster were charged jointly and severally under the Magnuson-Stevens Act with eight counts of flow scale tampering. A \$191,773 NOVA was issued.
9. AK1806496B – Owner Bristol Leader Fisheries LLC, manager Alaskan Leader Fisheries LLC, and operator Baz Lloyd were charged jointly and severally under the Magnuson-Stevens Act with failing to sign the at-sea scale test report form. A \$5,750 NOVA was issued.
10. AK1807535 – Owner Pacstar, Inc. and operator John P. McCarthy were charged jointly and severally under the Magnuson-Stevens Act with retaining groundfish that exceeded the maximum retainable amount. A \$7,000 NOVA was issued and the case settled for \$6,300. The proceeds of the violation (\$6,241.32) were forfeited.
11. AK1807777 – Owner Leslie Lee, Inc. and operator John Scott Hockema were charged jointly and severally under the Magnuson-Stevens Act with exceeding the 300,000 pound daily limit on harvest of Pollock by 36,382 pounds. A \$7,865.84 NOVA was issued and the case settled for \$7,079.26.
12. AK1902785 – Owner Sylver Fishing Company and operator Sylvia Ettefagh were charged jointly and severally under the Northern Pacific Halibut Act with failing to continuously and completely offload at a single offload site all halibut onboard, and for submitting an inaccurate statement. A \$17,600 NOVA was issued and the case settled for \$15,840. The proceeds of the violation (\$3,189.50) were forfeited.

NORTHEAST

13. NE1702708 – Owner/Operator Randy S. Newcomb was charged under the Magnuson-Stevens Act with fishing approximately 0.28 nautical miles or 530 meters inside Canadian waters without authorization. A \$2,500 NOVA was issued.

14. NE1703881 – Owner Timothy Demolet and operator Riley Demolet were charged jointly and severally under the Magnuson-Stevens Act with fishing 0.16 nautical miles (approximately 296) meters inside Canadian waters without authorizations. A Written Warning was issued.
15. NE1703884 – Owner/Operator David A. Pottle was charged under the Magnuson-Stevens Act with fishing approximately 0.11 nautical miles of 190 meters inside Canadian waters without authorization. A Written Warning was issued.
16. NE1704000 – Owner Sea Watch Fishing Co., Inc. and operator Mark Lewis were charged jointly and severally under the Magnuson-Stevens Act with entering port without having completed a fishing vessel trip report and, on two occasions, possessing the prohibited species ocean pout. A \$12,750 NOVA was issued.
17. NE1707627 – Owner Charles Burke and operator Michael W. Fetherston were charged jointly and severally under the Magnuson-Stevens Act with fishing with, using, or having on board nets with mesh size smaller than the minimum size required. A \$24,798 NOVA was issued and the case settled for \$22,318.
18. NE1800062 – Owner/Operator Miss Belmar, Inc. was charged under the Endangered Species Act and the Marine Mammal Protection Act with exceeding speed restrictions through the Mid-Atlantic right whale seasonal management areas. A \$27,500 NOVA was issued and the case settled for \$21,000.
19. NE1800070 – Owners/Operator Adventure King LLC and David I. Iglesias were charged jointly and severally under the Magnuson-Stevens Act with fishing without an observer when one was required. A \$26,000 NOVA was issued.
20. NE1800652 – Owner Ocean Pride Corp. and operator Timothy Daggett were charged jointly and severally under the Atlantic Coastal Fisheries Cooperative Management Act with harvesting 49 oversized lobsters from Lobster Management Area 1 within the Exclusive Economic Zone. A \$3,524 NOVA was issued and the case settled for \$3,275.
21. NE1803798 – Owner Carmens Lobster Pool Inc. and operator Carmen Conti were charged jointly and severally under the Atlantic Coastal Fisheries Cooperative Management Act with deploying traps excess of the allowance set forth in the vessel's limited-access lobster permit, and deploying trap gear without valid Federal lobster trap tags. A \$3,500 NOVA was issued and the case settled for \$3,150. Owner and operator were also charged jointly and severally under the Atlantic Coastal Fisheries Cooperative Management Act with deploying trap gear that did not satisfy the ghost-panel construction requirement. A Written Warning was issued.
22. NE1805633 – Owner/Operator William W. Woodruff was charged under the Magnuson-Stevens Act with failure to report Atlantic bluefin tuna landed and sold within twenty-four hours, on eighteen different occasions. A \$6,500 NOVA was issued.

23. NE1807198 – Owner FV HJH, LLC and operator Joseph B. Poppell were charged jointly and severally under the Magnuson-Stevens Act with embarking on an otter-trawl fishing trip without an observer, after being selected to carry one. A \$6,250 NOVA was issued and the case settled for \$2,500.
24. NE1807237 – Owner FV Paige Nicole, LLC and operator James N. Purdy were charged jointly and severally under the Magnuson-Stevens Act with fishing without an observer when the vessel was required to carry one. A \$6,250 NOVA was issued and the case settled for \$2,500.

PACIFIC ISLANDS

25. PI1706191 – Owners Tho Hue Lieu, Trung Quach and Triple Dragon LLC were charged jointly and severally under the High Seas Fishing Compliance Act (HSFCA) with fishing on the high seas with an expired HSFCA permit. A \$1,500 NOVA was issued and the case settled for \$1,350.
26. PI1801883 – Owners Charca Fish IX, Charca Fish X, and McAdam’s Fish, LLC and operators Sio Mose and Christopher Reynolds were charged jointly and severally under the Western and Central Pacific Fisheries Convention Implementation Act with offloading transshipments of highly migratory species at sea without complying with the transshipment requirements including requirements to have an observer present, provide notice, and submit a transshipment report. A \$ 30,000 NOVA was issued and the case settled for \$27,000.
27. PI1804448 – Owner Blue Sky Fishing Producer Inc. and operator Tonghwa Im were charged jointly and severally under the High Seas Fishing Compliance Act with fishing on the high seas without a valid permit. A \$2,500 NOVA was issued and the case settled for \$2,250.
28. PI1806581 – Owners South Pacific Tuna Corporation, Ocean Global Fisheries LLC, Ocean Conquest LLC, and operator Ernie Camacho were charged jointly and severally under the Western and Central Pacific Fisheries Convention Implementation Act with interfering with an observer by blocking access to a specific logbook during the trip and with failing to retain catch, specifically juvenile tuna in violation of the catch retention requirements. A \$34,000 NOVA was issued.
29. PI1806583 – Owners Nephi Lehi Ohai and Oceanic Kaimamala Corp. and operator Paul F. Doddler were charged jointly and severally under the Marine Mammal Protection Act with illegally fishing in the Southern Exclusion Zone after it had been closed to fishing in 2018. A \$2,500 NOVA was issued.
30. PI1900139 – Jake Koehler was charged under the Endangered Species Act with taking an endangered Hawaiian Monk seal by harassment. A \$4,000 NOVA was issued and went final due to default.
31. PI1900989 – Owners South Pacific Tuna Corporation, Ocean Global Fisheries LLC, and Ocean Challenger LLC and operator Anthony Virissimo were charged jointly and severally under the Marine Mammal Protection Act with illegally taking a marine mammal on the high

seas by intentionally setting the vessel's purse seine net on a school of tuna while marine mammals were present and visible before the set began. A \$29,239 NOVA was issued and the case settled for \$26,315.

32. PI1900999 – Owners South Pacific Tuna Corporation, Sea Global Fisheries LLC, Sea Bounty LLC and operator Pedro Anicama were charged jointly and severally under the Marine Mammal Protection Act with illegally taking a marine mammal on the high seas by intentionally setting the vessel's purse seine net on a school of tuna while marine mammals were present and visible before the set began. A \$29,239 NOVA was issued and the case settled for \$26,315.

SOUTHEAST

33. SE1606386 – Owner Christopher Shane Fishing Inc. operator David Corbett, and lessee Top Trip Fisheries Inc. were charged jointly and severally under the Magnuson-Stevens Act with fishing and/or possessing fish inside the North Florida Marine Protected Area. A \$4,500 NOVA was issued and the case settled for \$4,050.
34. SE1700855 – Owner Watson Fishery Inc. and operator Stephen Thorsteinsson were charged jointly and severally under the Magnuson-Stevens Act with unlawfully cutting up shark for use as longline bait. A \$6,000 NOVA was issued.
35. SE1704581 – Owner/Operator Eric J. Terrell and passenger Shannon E. Terrell were charged jointly and severally under the Magnuson-Stevens Act with possessing prohibited species Goliath grouper disposed of after approach by law enforcement and possessing red snapper and gag grouper during the seasonal closure of the recreational sector. A \$7,475 NOVA was issued and the case settled for \$6,727.50.
36. SE1706064 – Owner/Operator Timothy McGrath was charged under the Magnuson-Stevens Act with exceeding a commercial retention limit for sharks. An \$8,000 NOVA was issued. The proceeds of the violation (\$1,372.50) were seized.
37. SE1707337 – Owner Sea Goddess LLC and operator Chau Ngoc Trinh were charged jointly and severally under the Endangered Species Act for fishing for shrimp with noncompliant Turtle Excluder Devices. A \$14,000 NOVA was issued.
38. SE1707781 – Lessee/Permit Holder Lynn Commercial Fishing and operator Patrick Masters were charged jointly and severally under the Magnuson-Stevens Act with fishing with prohibited gear and possessing fish in excess of the commercial trip limit. A \$2,500 NOVA was issued and went final due to default.
39. SE1708272 – Owner Sebastiano Valastro and operator Miguel Leon-Antunez were charged jointly and severally under the Endangered Species Act with fishing for shrimp in the Atlantic area with a non-compliant Turtle Excluder Device. A \$5,750 NOVA was issued and the case settled for \$5,175.
40. SE1801463 – Owner Moderation Inc. and operator Maxwell Murphy were charged jointly and severally under the Endangered Species Act and the Marine Mammal Protection Act

with violating the right whale speed restriction regulation. A \$13,750 NOVA was issued and the case settled for \$12,375.

41. SE1801464 – Owner Sea Ventures Ltd. And operator Robert Strickland were charged jointly and severally under the Endangered Species Act and the Marine Mammal Protection Act with violating the right whale speed restriction regulation. A \$15,000 NOVA was issued and the case settled for \$13,500.
42. SE1802227 – Owner/Operator Jonathon Luke Midgett and crewmember Christopher Ryan Harris were charged jointly and severally under the Magnuson-Stevens Act with assaulting a NMFS-approved observer by detonating a firecracker near the observer as a prank. A \$3,000 NOVA was issued and the case settled for \$2,700.
43. SE1802339 – Owner/Operator Christopher Long was charged under the Magnuson-Stevens Act with fishing with sea bass pots in a closed area, and, in an unrelated incident, for landing fish that were over the allowed limit, undersized, and without the proper permit. A \$36,200 NOVA was issued and the case settled for \$18,000 with time payments and the remainder suspended during the repayment period.
44. SE1802486 – Owner/Operator Paul Grayson and recreational anglers James Grayson and John Weber were charged jointly and severally under the Magnuson-Stevens Act with fishing in violation of the prohibitions, restrictions and requirements applicable to seasonal or area closures (red snapper and red grouper), and with possessing a limited harvest species in excess of its limitations (red snapper). A \$3,500 NOVA was issued and the case settled for \$3,150.
45. SE1804189 – Co-owner/Operator Darrell Gene Carder and co-owner Ricky Gene Carder were charged jointly and severally under the Magnuson-Stevens Act with disposing of fish after the approach by law enforcement, and possessing two undersized red snapper. A \$1,900 NOVA was issued and went final due to default.
46. SE1804533 – Owner/Operator Joseph Davis and angler John Atkinson were charged jointly and severally under the Magnuson-Stevens Act with failing to maintain fish intact until landing and possessing a limited harvest species in excess of its limitations (red snapper). A \$3,000 NOVA was issued and the case settled for \$2,700.
47. SE1804828 – Owner Bordelon Marine LLC and operator Robert McLellan were charged jointly and severally under the National Marine Sanctuaries Act with operating a vessel greater than 50 meters in an Area To Be Avoided in the Florida Keys National Marine Sanctuary. A \$7,500 NOVA was issued and the case settled for \$6,750.
48. SE1805307 – Owner Princess Kelly LLC and operator Khanh Van Nguyen were charged jointly and severally under the Endangered Species Act with fishing for shrimp in the Gulf of Mexico with a non-compliant Turtle Excluder Device. A \$4,000 NOVA was issued and the case settled for \$3,600.

49. SE1805474 – Owner Captain HW, LLC and operator Arthur Leverne Harbison were charged jointly and severally under the Endangered Species Act with failing to comply with Turtle Excluder Device regulations. A \$1,250 NOVA was issued and the case settled for \$1,125.
50. SE1805748 – Owner Hoang Van Tran and fishermen Khau Van Nguyen, Ngoc Van Tran, Bich Van Tran, Duc Quang Duong were charged jointly and severally under the Magnuson-Stevens Act with possessing ninety red snapper after the quota closure of the private angling component. A \$ 5,000 NOVA was issued and the case settled for \$4,500.
51. SE1805841 – Owner Knot@Work LLC and operator Oliver Callaway were charged jointly and severally under the Endangered Species Act and the Marine Mammal Protection Act with violating the right whale speed restriction regulation. A \$22,500 NOVA was issued and the case settled for \$20,250.
52. SE1805845 – Owner Coastal Scuba LLC was charged under the Endangered Species Act and the Marine Mammal Protection Act with violating the right whale speed restriction regulation. A \$52,500 NOVA was issued.
53. SE1806390 – Owner Paul Andrew Sweeney was charged under the National Marine Sanctuaries Act with fishing within the Tortugas South Ecological Reserve in the Florida Keys National Marine Sanctuary. A \$1,250 NOVA was issued and the case settled for \$1,125.
54. SE1806967 – Owner Chulamar Inc., operator Walter Dale Perkins, and deckhand Billy Joe Workman were charged jointly and severally under the Magnuson-Stevens Act with possessing gray triggerfish during the seasonal closure. A \$10,000 NOVA was issued and the case settled for \$7,000 with time payments with the remainder suspended during the repayment period.
55. SE1807754 – Owner Smith Maritime Inc. and operator Rodney Ledet were charged jointly and severally under the National Marine Sanctuaries Act with operating a vessel greater than 50 meters in an Area To Be Avoided in the Florida Keys National Marine Sanctuary. A \$7,500 NOVA was issued.
56. SE1900290 – Owner Michael Egner and operator Charles Carver were charged jointly and severally under the Magnuson-Stevens Act with possessing shark fins aboard a fishing vessel without the fins being naturally attached to the corresponding carcasses and with possessing undersized fish. A \$7,250 NOVA was issued and the case settled for \$6,525.
57. SE1900415B – Owner/Operator Stephen English Jr. was charged under the Magnuson-Stevens Act with participating in the transfer of a gillnet in the EEZ without first notifying NOAA Office of Law Enforcement. A Written Warning was issued.
58. SE1901169 – Owner Edward Kenneth Duller and operator Ronald Rathey were charged jointly and severally under the Magnuson-Stevens Act with fishing during seasonal/area

closure of the Edges. A \$12,500 NOVA was issued. The proceeds of the violation (\$2,929) were forfeited.

59. SE1903149 – Owner Crosswinds Four Inc. and operator Scotty Adkins were charged jointly and severally under the Magnuson-Stevens Act with illegally fishing and possessing fish in an area closed to such activity and for possessing a shark without the required federal permit. A \$17,500 NOVA was issued. The proceeds of the violation (\$1,433.50) were forfeited.
60. SE1904721 – Owner Iron Will, Inc. and operator William Oscar Sessions were charged jointly and severally under the Magnuson-Stevens Act with engaging in an activity for which a limited access South Atlantic rock shrimp vessel permit and operator permit for rock shrimp was required without such permits. A \$9,500 was issued and the case settled for \$8,550. The proceeds of the violation (\$3,814.20) were forfeited.

WEST COAST

61. NW1604988 – Owners John Moreland Fishing, Inc., Michael Hodges, and Ila M. Hodges and operator Casey Walter Wagner were charged jointly and severally under the Magnuson-Stevens Act with failing to maintain a proper look-out while an observer was on board. A \$5,750 NOVA was issued and the case settled for \$5,175.
62. NW1708943 – Owner Chellissa Fisheries, LLC and operator Joseph David Ham were charged jointly and severally under the Magnuson-Stevens Act with discarding Pacific whiting in violation of the maximum retention requirements specified in their Exempted Fishing Permit. A \$5,750 NOVA was issued and the case settled for \$5,175.
63. NW1708946 – Owner Aleutian Spray Reverse LLC and operator David W. Willmore were charged jointly and severally under the Magnuson-Stevens Act with discarding Pacific whiting in violation of the maximum retention requirements specified in their Exempted Fishing Permit. A \$5,750 NOVA was issued.
64. NW1802600 – Harold Carbee was charged under the Endangered Species Act with taking a threatened species by discharging organic, nutrient-laden water into a listed species' habitat, causing degraded water quality conditions that resulted in the death of an unknown number of steelhead listed as threatened. A \$7,500 NOVA was issued and the case settled for \$6,750.
65. NW1804648 – Owner/Operator Kenneth Lee House was charged under the Magnuson-Stevens Act with failing to provide a safe boarding ladder and failing to submit logbooks within 30 days. An \$11,750 NOVA was issued and the case settled for \$4,500.
66. NW1805032 – Tom Nelson was charged under the Marine Mammal Protection Act with unlawful taking of a harbor seal by feeding it. A \$2,500 NOVA was issued and the case settled for \$2,250.

67. NW1805940 – Oleg Pavlus was charged under the Lacey Act with purchasing chinook salmon that were sold in violation of tribal law. A \$3,500 NOVA was issued and the case settled for \$3,150.
68. NW1901163 – Owner Pacific Seafood Newport LLC was charged under the Magnuson-Stevens Act with two counts of receiving an IFQ landing without coverage by a catch monitor when one was required. A \$15,000 NOVA was issued.
69. NW1902219 – Owner Stormie C, LLC and operator Jake Anderson were charged jointly and severally under the Magnuson-Stevens Act with fishing with trawl gear in the Rockfish Conservation Area without an Exempted Fishing Permit. A \$2,500 NOVA was issued and the case settled for \$2,250.

Settled Cases Charged Before July 1 - December 31, 2019⁴

ALASKA

1. AK1705049 – Michael John Filipek was charged under the Marine Mammal Protection Act with the unlawful taking of a harbor seal by shooting and clubbing it to death. A \$6,500 NOVA was issued and the case settled for \$100. [See Charged Cases, Item 3, from January – June 2019 report.]

NORTHEAST

2. NE1707582 (Carlos Rafael cases) – a \$3,356,269 NOVA, NOPS, and NIDP was issued under the Magnuson-Stevens Act and the High Seas Fishing Compliance Act for false reporting, gear, observer, and restricted area violations. The case settled with the owner, Carlos Rafael, agreeing to pay a \$3,010,633 civil monetary penalty, relinquish a seafood dealer permit, permanently cease all commercial fishing by December 31, 2019, and divest all limited access federal fishing permits and fishing vessels, by December 31, 2020. In addition, 17 fishing vessel operators⁵ agreed to serve suspensions ranging from 20 to 200 days and probationary periods ranging from one to three years. [See Charged Cases: Item 30 from January – June 2018 Report for initial charging information and Item 13, from July – December 2018 Report for amended charging information.]
3. NE1605281 – Owner/Operator John Matthew Linnell was charged under the Magnuson-Stevens Act with fishing without an observer when one was required and failing to provide requisite pre-trip notification on 61 groundfish trips. A \$15,000 NOVA was issued and the

⁴ All settled cases in this portion of the report were charged before July 1, 2019, but settled during this six-month period.

⁵ Operators named in Case No. NE1707582, Carlos Rafael, et al. include Joao Abreu, Amilcar Esteves, Luis Fidalgo, Jose Janardo, Brian Jannelle, Manuel Magalhaes, Virgilio Martins, Manuel Medeiros, Joao Oliveira, Rogerio Paulino, Manuel Pereira, Carlos Pereira, Paul Previty, Darren Quimby, Robert Scammon, Thomas Simpson, and Saverio Viola, III.

case settled for \$11,500 with time payments. [See Charged Cases, Item 6, from January – June 2019 report.]

4. NE1701409 and NE1701443 – Owner/Operator David I. Iglesias was charged under the Magnuson-Stevens Act with three counts of exceeding monkfish possession limits; possessing, retaining, or landing Atlantic tuna without the appropriate highly migratory species permit; and failing to provide pre-trip notification. A \$11,500 NOVA was issued and the case settled for \$6,500 for the first and third counts. A Written Warning was issued for the second count. [See Charged Cases, Item 27, from January – June 2018 report]
5. NE1703896 – Owner Karen Maria Trawling Co. and operator Peter Cabral were charged jointly and severally under the Magnuson-Stevens Act with landing an overage of scallops and failing to accurately complete landing records. A \$8,712 NOVA was issued and the case settled for \$7,840.80. All charges were dismissed against Respondent Peter Cabral. [See Charged Cases, Item 11, from July – December 2018 report.]
6. NE1806395 – Owner FV HJH LLC and operator Joseph Britton Poppell were charged jointly and severally under the Magnuson-Stevens Act with exceeding the possession limits for Atlantic sea scallops. A \$19,317 NOVA was issued and the case settled for \$13,817 with time payments. [See Charged Cases, Item 7, from January – June 2019 report.]

PACIFIC ISLANDS

7. PI1703234 – Owner Xiacong Nian and operator Jia Hui Nian were charged jointly and severally under the Magnuson-Stevens Act with three counts of fishing for deepwater shrimp in the US Exclusive Economic Zone (EEZ) without the required federal permit, and two counts of failing to submit required logbooks. A \$29,000 NOVA was issued and the case settled for \$18,000 with time payments. [See Charged Cases, Item 20, from July – December 2018 report.]
8. PI1806579 – Owners South Pacific Tuna Corporation, Ocean Global Fisheries LLC, and Ocean Conquest LLC and operators Mark C. Guidi and Hsiao Wen-Chen were charged jointly and severally under the Marine Mammal Protection Act with two counts of illegally taking a marine mammal by intentionally setting the vessel’s purse seine net on a school of tuna while marine mammals were present and visible before the set began. A \$58,478 NOVA was issued and the case settled for \$52,630. [See Charged Cases, Item 13, from January – June 2019 report.]
9. PI1900034 – Owner Ecofisherman Inc. and operator Richard Jim Purviance were charged jointly and severally under the Magnuson-Stevens Act with fishing with longline gear in the area closed to longline fishing surrounding the main Hawaiian Islands. A \$17,996.78 NOVA was issued and the case settled for \$7,000 with time payments. [See Charged Cases, Item 12, from January – June 2019 report.]

SOUTHEAST

10. SE 1703471 – Owner/Operator Martino Nguyen was charged under the Magnuson-Stevens Act with possessing shark fins and exceeding the recreational bag limit for South Atlantic black sea bass. A \$15,500 NOVA was issued and the case settled for \$13,950 with time payments. [See Charged Cases, Item 21, from January – June 2019 report.]
11. SE1706074 – Owner Trawler Shrimp Texas 1 Inc. and operator Leroy Hunter II were charged jointly and severally under the Endangered Species Act with failing to comply with Turtle Excluder Device regulations and under the Magnuson-Stevens Act with using noncompliant Bycatch Reduction Devices. A \$9,750 NOVA was issued and the case settled for \$8,875. [See Charged Cases, Item 27, from January – June 2019 report.]
12. SE1706459 – Owner G&S Contingency Inc. and operator were charged jointly and severally under the Magnuson-Stevens Act with possessing separated spiny lobster tails. A \$2,000 NOVA was issued and the case settled for \$1,000. [See Charged Cases, Item 28, from January – June 2019 report.]
13. SE1707767 – Owner/Operator Steven Parker was charged under the Endangered Species Act with fishing for shrimp in the Atlantic area with a non-compliant Turtle Excluder Device. An \$8,000 NOVA was issued and the case settled for \$3,150. [See Charged Cases, Item 33, from January – June 2019 report.]
14. SE1708446 – Owner Smokin Reels of Texas LLC and operator William Quezada were charged jointly and severally under the Magnuson-Stevens Act with fishing with bottom longline gear inside the McGrail Bank habitat area of particular concern. A \$12,500 NOVA was issued and the case settled for \$0 with a two-year probationary period. All charges dismissed against Respondent Smokin Reels of Texas LLC. [See Charged Cases, Item 31, from July – December 2018 report.]
15. SE1800055 – Owner Miss Bianca Inc. and operator Darren B. Stanwood were charged jointly and severally under the Magnuson-Stevens Act with fishing bottom longline gear with more than 750 hooks rigged for fishing in a gear restricted area. A \$15,000 NOVA was issued and the case settled for \$13,500. [See Charged Cases, Item 33, from July – December 2018 report.]
16. SE1800697 – Owner Josh & Jake, Inc. and operator Marco Antonio Carrillo were charged jointly and severally under the Magnuson-Stevens Act with possessing, aboard a shrimp trawler, twenty-two red snapper harvested as bycatch during the seasonal recreational closure when bag limit was zero. A \$2,000 NOVA was issued and the case settled for \$1,800. [See Charged Cases, Item 19, from January – June 2019 report.]
17. SE1803358 – Owner Jones and Thompson Inc. and operator Robledo Thompson were charged jointly and severally under the Endangered Species Act with violating the turtle excluder device regulations. A \$9,500 NOVA was issued and the case settled for \$3,500 with time payments. [See Charged Cases, Item 41, from July – December 2018 report.]

18. SE1805889 – Owner Tom Cong Huynh and operator C&C Fishery LLC were charged jointly and severally under the Magnuson-Stevens Act with failing to properly mark buoys and high flyers used in the Atlantic Highly Migratory Species longline fishery. A \$2,000 NOVA was issued and the case settled for \$1,800. [See Charged Cases, Item 30, from January – June 2019 report.]
19. SE1807418 – Dockside Specialties LLC was charged under the Marine Mammal Protection Act with taking a bottlenose dolphin by an unpermitted buoy and rope. A \$5,000 NOVA was issued and the case settled for \$4,500. [See Charged Cases, Item 32, from January – June 2019 report.]
20. SE1901090 – Owner Clements and Chivas, LLC and operator Jeffrey F. Stark were charged jointly and severally under the Magnuson-Stevens Act with fishing in seasonal/area closures of Steamboat Lumps and the Edges. A \$12,500 NOVA was issued and the case settled for \$11,250 with time payments. The proceeds of the violation (\$23,644.20) were forfeited. [See Charged Cases, Item 31, from January – June 2019 report.]

WEST COAST

21. NW1807262 – Owner/operator James Blum was charged under the Magnuson-Stevens Act with landing an overage of sablefish during a two-month landing limit period. A \$3,655 NOVA was issued and the case settled for \$3,482.35 with time payments. [See Charged Cases, Item 35, from January – June 2019 report.]
22. NW1708608 – Seafood Importer Mexilink, Inc. was charged under the Marine Mammal Protection Act with 80 counts of unlawfully importing yellowfin tuna product from nations subject to embargo. A \$245,747.03 NOVA was issued and the case settled for \$235,947.03. [See Charged Cases, Item 36, from January – June 2019 report.]