

National Marine Fisheries Service
Office for Law Enforcement

ALASKA ENFORCEMENT DIVISION

QUARTERLY REPORT



First Quarter FY02
October 1 - December 31, 2001

To report fisheries violations,
call our National Hotline at 1-800-853-1964.

<http://www.nmfs.noaa.gov/ole/Alaska/index.html>

ALASKA ENFORCEMENT DIVISION

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October 1, 2001 - December 31, 2001

Contents

Significant Actions	3
Number of Cases Opened by Investigation Type	9
Complaint Action	10
Agent/Officer Hours by Program	11
Agent Officer Hours by Activity	12
Cases Opened	13
Catch Seizures	19
Cases Forwarded to General Counsel for Further Action	20
Other Case Actions	21

SIGNIFICANT ACTIONS

A. Quarterly Milestone Activity

Two AED Milestones were due this quarter:

1. Review enforcement efforts concerning Cook Inlet Beluga Whales

The 2001 Cook Inlet Beluga Whale Enforcement Plan was initiated April 1 and ran through September 30, 2001. The goal of the plan was to prevent any harassment or unlawful takes of Cook Inlet beluga whales. More than 1800 staff hours were devoted to Cook Inlet beluga concerns. During the entire period, at least one officer was assigned full-time. An agent was on call during the entire operation. In general, officers were on temporary duty assignments for 30 days to the Anchorage field office. No unauthorized takes of beluga whales were documented. More than 840 hours of patrol and community outreach were logged. Enforcement efforts centered on air, land, and sea patrols to deter and detect harassment or illegal beluga hunting activities. In addition, Community-Oriented Policing and Problem Solving (COPPS) was a major theme in increasing the awareness of the public and government agencies through education and partnership. This report details enforcement methods and results, and provides recommendations for 2002.

2. Conduct a review of the Alaska Individual Fishing Quota regulations

During the year 2001, the Alaska Enforcement Division reviewed the halibut and sablefish IFQ regulations. The regulations have now been implemented for seven (7) years. The industry has identified four main regulatory requirements as over-burdensome during this time. They are:

- 1) 6-hour prior notice of landing,
- 2) 6am to 6pm offload window,
- 3) vessel clearances, and
- 4) shipment reports.

A review and discussion by AED personnel resulted in an agreement that the four requirements still have value to enforcement, but could be amended and remain effective.

On December 2, 2001, Special Agent-in-Charge Jeff Passer met with the IFQ Implementation Committee (formed by the North Pacific Fishery Management Council) in Anchorage, Alaska, to discuss these issues. As a result, there was agreement that changes could be made to the regulations which would provide relief to the industry while maintaining an adequate IFQ enforcement program. The chairman of the Committee presented results of the meeting to the Council.

The exact changes are not firm yet, but will involve the following concepts:

- 1) Prior Notice of Landing - Change the requirement from 6 hours to 3 hours.
- 2) Offload Window - By reducing the prior notice of landing requirement from 6 hours to 3 hours, the industry feels this gives them flexibility to begin their offloads between the current 6am to 6pm window and not have to extend into the evening as initially proposed.
- 3) Vessel Clearances - Remove the requirement for vessels to come dockside at a primary port to get a written clearance from enforcement prior to offloading outside Alaska. Rather, maintain the “departure report”, which requires a phone call to enforcement prior to taking IFQ species out of Alaska.
- 4) Shipment Report - Remove the shipment report requirement entirely. However, maintain requirement that IFQ species be reported on Product Transfer Reports. Product Transfer Reports are already required for all groundfish species.

The Alaska Enforcement Division will be working with NMFS Sustainable Fisheries, NOAA General Counsel, Halibut Commission staff, and the IFQ Implementation Committee to begin the process of regulatory changes.

B. Major Cases

FOREIGN FISHING VESSEL SEIZURES

In November, the United States Coast Guard seized the Korean trawler FV No. 7 MAN JEOK for actively fishing approximately 400 yards inside the U.S. EEZ. AED assumed custody of the vessel in Dutch Harbor. This was a straightforward case and was settled in late November for \$250,000.

The case against the Chinese FFV MING CHANG appears to be headed for trial. The MING CHANG was seized in August 2000 for trawling in the U.S. EEZ. Further investigation revealed an additional incursion may have occurred in July of the same year. The Chinese owner posted a bond of \$1.5 million to release the vessel. Depositions are being taken and a trial date set.

OTHER CASES

The following cases have significant outcomes or interest. They are listed under the priorities agreed upon between AED, the NMFS Regional Administrator, and GCAK.

Observer-related:

We initiated a case for physical sexual harassment of an observer by a vessel operator. The case was accepted by the U.S. Attorney’s Office for criminal prosecution. This is an important case because of

the level of harassment and because we believe it to be the first sexual harassment case to be criminally prosecuted under the Magnuson Act.

An observer contractor was involved in three separate cases. Two of the cases involve not reporting observers being harassed by vessel crew members. The third involves multiple violations of deploying observers for more than 90 days during a contract and failure to provide observers as requested. Two NOVA's were issued.

An \$8000 NOVA has been issued in one observer case and AED personnel are currently looking for the defendant to serve him.

ESA/MMPA

Steller Sea Lions:

No significant actions occurred involving Steller sea lions. Numerous cases involving critical habitat incursions remain with the U.S. Attorney or GCEL pending prosecution.

Cook Inlet Beluga Whales:

As noted above, we completed a summary and review of efforts for the 2001 season.

Research efforts with tagged whales now suggests that the whales may not leave Cook Inlet during the winter, as previously thought. We do not believe this information will change our protection operations as the cold and ice limit on-water hunting ability.

Humpback Whales:

We are assisting the AUSA in the prosecution of a cruise ship that struck an endangered humpback whale in Glacier Bay National Park this past summer. The case was initially investigated by the National Park Service with our concurrence.

Record keeping and Reporting Violations:

We are proceeding in a case which involves several individuals who conspired to violate the Magnuson Act by pre-sorting large amounts of prohibited species (halibut) from observed hauls. The case has been accepted by the U.S. Attorney's office for criminal prosecution. A second similar case is being developed against a different vessel.

As a result of a hearing held in December 2000, the ALJ adjudged a total penalty of \$100,000 against four FCA vessels for illegal high-seas offloading of fishery products.

IFQ Program:

The fishery ended in November with only routine enforcement actions.

C. COPPS

AED had a strong presence at Fish Expo in Seattle. Four NOAA divisions (NOAA Fisheries Enforcement, NOAA Fisheries Management, NOAA Ocean Service, and NOAA Weather Service) were involved in a unity theme.

An Enforcement Officer spent three days in the remote fishing port of Sand Point, AK. He made contacts with the local P.D., local hotels, the harbor master's office, multiple vessels and fishermen, Trident Seafoods plant personnel, and the plant observer. Discussions with plant personnel at Trident Seafoods included observer notification, prohibited species handling and accounting, non-prohibited bycatch sorting for AFA and CDQ, record keeping and reporting, reporting of groundfish overages and pollock trip limit overages, the NMFS web site, Steller sea lion restricted and closed areas, and IFQ landing issues. Plant records were audited and found in good order.

D. VMS

Council Interaction - Communication with the Advisory Panel & North Pacific Fisheries Management Council on VMS issues continue. Effective June 10, 2002, trawl and hook and line vessels wanting to conduct directed fishing for pollock, pacific cod, and Atka mackerel will be required to have VMS operational. This will include between 400 and 500 vessels.

Vendor Interaction - We have been working closely with the vendor (Argos) to smooth operational difficulties and/or inadequacies that we have learned about in the Atka mackerel season.

E. OTHER ITEMS OF INTEREST

The following is an overview of the activities and issues that relate to observer investigations and AED/OPO liaison for calendar year 2001:

Enforcement Cases / Statistics:

There continued to be a steady flow of observer-reported violations in 2001, with an overall decrease in the number of affidavits written. This decrease is largely attributed to capturing Improved retention / Improved utilization (IR/IU) violation information via NORPAC's vessel survey instead of having observers write affidavits. Throughout 2001, we received one hundred eighty-seven (187) observer affidavits alleging various violations witnessed by observers. Compared with 2000, there was a decrease in the number of affidavits generated for seabird harassment and Multi Species-Community Development Quota (MS-CDQ) scale problems, while affidavits for mishandling of prohibited species and sample bias remained essentially unchanged.

The following is a breakdown of the alleged violations reported in these affidavits:

Prohibited species (Retaining or mishandling)	37	
Harassment	27	
Sample Bias	22	
Failure to notify observer of delivery or haulback	22	
MARPOL	19	(all were forwarded to the USCG)
Miscellaneous	11	
IR/IU	07	
Record keeping and Reporting	07	
Observer safety	07	(all were forwarded to the USCG)
MS-CDQ	06	
Marine Mammal	05	
Inadequate accommodations	05	
Access to equipment	05	
Bird avoidance or bird harassment	03	(2 were forwarded to USFWS)
Trawl performance standards	03	
IFQ	<u>01</u>	
Total	187	

All affidavits were reviewed, prioritized, and Complaint Action Reports completed. Our priorities remained the same with all cases of harassment, interference, or observer safety being investigated. All other cases were evaluated and prioritized. This year many affidavits were forwarded to other AED field offices for follow-up investigation. Every agent and officer in the AED is currently working or has worked on observer-related cases during 2001. The NWED continued to provide excellent support to the program by conducting interviews as requested, and by investigating observer affidavits forwarded to them by AED.

One hundred eighty-seven (187) affidavits resulted in one hundred thirty-two (132) enforcement cases being initiated. When appropriate, affidavits were combined and investigated under one case number, while others were merged with existing cases. The cases were handled in the following way:

Open for investigation by AED agents/officers	64
Closed due to Lack of Resources	34
Closed due to Lack of Evidence	10
No Violation	01
Forwarded to other agencies (USCG, FWP, USFWS)	<u>23</u>
Total	132

F. INFRASTRUCTURE

A new DSAC was selected for Juneau, an ASAC for Anchorage, and three NMFS Enforcement Officers (EO's) were selected to advance to agent positions. Sitka ASAC Bill McNally retired after 24 years of service. At the end of the first quarter, we are short 5 SA's, 5 EO's, and a VCP EO.

During the first quarter, Agents Killary, Adams, Heck, and Mathews worked on detail as Federal Air Marshals until relieved in late November.

EO Dennis Thaute received a DOC Silver Medal for his efforts in safely moving the ARCTIC WIND.

NUMBER OF CASES OPENED BY INVESTIGATION TYPE
FY01 and FY02

Investigation Type	FY01 1st Quarter	FY01 Total	FY02 1st Quarter	FY02 Total
ESA	24	34	2	2
Lacey Act	1	1	1	1
Magnuson Act	267	1107	171	171
MMPA	13	72	5	5
North Pacific Halibut Act	10	46	2	2
Non-Fisheries Federal Regs	10	23	12	12
State Regulations	6	34	8	8
Other Fisheries Investigation	0	1	0	0
TOTAL	331	1318	201	201

COMPLAINT ACTION

10/01/2001 - 12/31/2001

Investigation Type	No. Complaints Opened	No. Complaints Unfounded
Magnuson Act (MFCMA)	1	0
Marine Mammal (MMPA)	1	1
Endangered Species Act (ESA)	1	0
Other (<i>list</i>) - State Regs	0	0
Other (<i>list</i>) - Non-Fisheries Regs	0	0
Other (<i>list</i>) - Other Federal Regs	0	0
TOTAL	3	1

Number of Complaints Assigned CAR's	3
Number of Complaints Upgraded	1
Unfounded Complaints Assigned CAR's	1
Number of Complaints not Assigned CAR's	0
Number of Hotline Complaints	0

AGENT/OFFICER HOURS BY PROGRAM

FY01 and FY02

Program	Program Codes	Hours			
		FY01 1st Quarter	FY01 Total	FY02 1st Quarter	FY02 Total
Magnuson Act					
IFQ	6793	3,191.5	12,951.3	2,126.5	2,126.5
Alaska EEZ General	679	2,814.5	11,855.0	2,196.0	2,196.0
BSA Groundfish	6791	723.5	1,995.5	32.5	32.5
GOA Groundfish	6792	627.5	2101.0	2.0	2.0
MFCMA General	31	85.5	441.0	21.0	21.0
U.S. vessels fishing in Russia	299	0.0	7.0	7.0	7.0
Scallops	6795	16.0	28.5	0.0	0.0
CDQ	6794	0.0	3.0	0.0	0.0
Research Plan	677	0.0	0.0	0.0	0.0
Salmon - Alaska	674	0.0	7.0	0.0	0.0
Total		7,357.0	29389.3	4,385.0	4,385.0
Lacey Act	20/21/22/23	4.0	45.5	0.0	0.0
Marine Mammal Protection Act	1	364.0	1,583.5	183.5	183.5
North Pacific Halibut Act	3	87.5	378.0	18.5	18.5
North Pacific Fisheries Act	7	0.0	0.0	73.0	73.0
Endangered Species Act	2/200-210	1,049.0	1,992.0	111.0	111.0
High Seas Salmon	11	301.0	788.0	21.0	21.0
High Seas Fish. Compliance Act	33	113.0	162.0	0.0	0.0
American Fisheries Act	16	0.0	1.0	0.0	0.0
Other Federal Regulations	10/12/30/32	19.0	110.0	16.5	16.5
State Regulations	24/25	124.5	420.0	25.5	25.5
General	36	5,992.0	22,335.5	4,460.5	4,460.5
Leave	38	3,258.5	9,821.5	2,560.5	2,560.5
Other - Sky Marshal Program	901	0.0	0.0	2,005.5	2,005.5
Other - Home Land Security	902	0.0	0.0	40.0	40.0
Other - MFCMA Subjects	600/660	0.0	61.5	14.0	14.0
Other - Canadian Boundary	298	0.0	9.0	0.0	0.0
Other - Lacey Act Subjects	400	0.0	17.0	0.0	0.0
Other - MM Subjects	100/110	8.0	1,861.0	4.5	4.5
TOTAL		18,779.0	68,974.8	13,919.0	13,919.0

AGENT/OFFICER HOURS BY ACTIVITY
FY00 and FY01

Activity	Activity Codes	Hours			
		FY01 1st Quarter	FY01 Total	FY02 1st Quarter	FY02 Total
Investigations, Special Ops	02,03,04,05 20,21,22,23	3,890.0	13,974.5	3,249.0	3,249.0
Case Preparation	06	1,647.5	5,068.5	783.5	783.5
Complaint Response	07	301.0	1,188.5	138.0	138.0
Air Patrol	10/11	19.0	390.0	0.0	0.0
Surface Patrol	08, 12-15	41.0	915.5	18.5	18.5
Inspection	17-19	452.5	2,360.0	164.0	164.0
VCP	30-34	539.0	1,608.5	71.0	71.0
General (Administrative, supervision, etc.)	40-48	5,501.0	23,595.8	4,404.0	4,404.0
Training	50-53	2,102.5	5,979.7	1,543.5	1,543.5
Leave	61-67	3,258.5	9,821.5	2,560.5	2,560.5
Maintenance	70-72	187.0	1,301.5	201.5	201.5
Travel	90	840.0	2,203.8	499.5	499.5
All Other	08	5,501.0	24,162.8	0.0	0.0
TOTAL		18,779.0	68,974.8	13,919.0	13,919.0

CASES OPENED
10/01/2001 - 12/31/2001

Total Number of Cases Opened = 202

Case Number	Cnt	Type	Regulation	Description of Violation
AK001265A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK010125A	1	MM/C	216.11(c)	UNLAWFUL TAKE OF MARINE MAMMAL (HARBOR SEAL)
AK010126A	1	FM/I	679.7(g)(2)	PRESORTING HALIBUT PRIOR TO OBSERVER SAMPLING
AK010127A	1	FM/V	679.7(f)(9)	IFQ HALIBUT OVERAGE
AK010128A	1	ES/C	1538(a)(1)(B)	UNLAWFUL TAKE OF ENDANGERED SPECIES - STELLAR SEA LION & ALB
AK010129A	1	FM/V	679.7(f)(4)	IFQ HALIIBUT OVERAGE
AK010130A	1	FM/I	679.7(f)(1)	SUBMIT INACCURATE INFO ON IFQ LANDING REPORT
AK010131A	1	FM/I	679.7(f)(1)	SUBMIT INACCURATE INFO ON IFQ LANDING REPORT
AK010132A	1	FM/W	679.7(f)(1)	SUBMIT INACCURATE INFO ON IFQ PNOL
AK011037A	1	FM/I	679.7(g)(6)	INADEQUATE OBSERVER COVERAGE
AK011215A	1	FM/V	679.7(d)(5)	CDQ OVERAGE
AK011232A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK011233A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK011234A	1	FH/W	300.65-19(4)	IMPROPERLY MARKED BUOYS
AK011235A	1	FM/W	679.7(f)(5)	CARDHOLDER NOT ON SITE DURING AN IFQ OFFLOAD
AK011236A	1	FM/W	679.7(f)(1)	WRONG STATISTICAL AREA ENTERED ON LANDING
AK011236A	2	FM/I	679.7(f)(5)	FISH ALLEGEDLY CAUGHT IN 3B, 3A ENTERED ON LANDING
AK011237A	1	FM/V	679.7(f)(4)	IFQ SABLEFISH OVERAGE
AK011238A	1	FM/W	679.7(a)(10)	LOGBOOK NOT COMPLETED IN TIMELY MANNER
AK011238A	2	FM/W	679.27(a)	FAILURE TO RETAIN IR/IN SPECIES (PACIFIC COD)
AK011238A	3	FM/V	679.7(g)(6)	FAILURE TO MEET OBSERVER COVERAGE REQUIREMENTS
AK011239A	1	FM/W	679.7(f)(12)	NO IFQ PNOL
AK011240A	1	FM/I	679.7(f)(12)	NO IFQ PNOL
AK011241A	1	FM/I	679.7(f)(12)	NO IFQ PNOL FOR PERMIT USED
AK011242A	1	FM/I	679.7(f)(12)	NO IFQ PNOL
AK011243A	1	FM/V	679.7(d)(5)	CDQ OVERAGE (POLLOCK)
AK011244A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK011245A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK011245A	2	FM/V	679.7(f)(4)	IFQ SABLEFISH OVERAGE
AK011246A	1	FM/I	679.7(a)(2)	CONDUCT FISHING CONTRARY TO CLOSURE
AK011247A	1	SR/W	STATE REGS	NO STATE VESSEL LICENSE ON BOARD
AK011247A	2	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT FFP
AK011247A	3	FH/V	300.65-16(2)	FAIL TO MAINTAIN HALIBUT FISHING LOG
AK011247A	4	FH/W	300.65-19(4)	IMPROPERLY/POORLY MARKED BUOYS
AK011247A	5	FH/W	300.65-18(2)	MORE HALIBUT ON BOARD THAN IFQ FOR AREA FISHED
AK011248A	1	FM/V	679.7(d)(5)	EXCEEDED ALLOCATED CDQ FOR POLLOCK
AK011249A	1	FM/V	679.7(a)(10)	FAILURE OF ENSURE COMPLIANCE WITH R&R REQUIREMENTS

CASES OPENED (continued)

Case Number	Cnt	Type	Regulation	Description of Violation
AK011251A	1	FM/V	679.7(a)(16)	EXCEED MAXIMUM RETAINABLE SABLEFISH BYCATCH AMOUNT
AK011252A	1	FM/V	679.7(a)(16)	EXCEED MAXIMUM RETAINABLE SABLEFISH BYCATCH AMOUNT
AK011253A	1	FM/V	679.7(a)(16)	EXCEED MAXIMUM RETAINABLE PACIFIC COD BYCATCH AMOUNT
AK011254A	1	MM/I	1531	TAKING OF MARINE MAMMAL (SEA OTTER)
AK011256A	1	LA/I	3372(d)	LANDED FEDERAL WATERS (IFQ) SABLEFISH IN STATE FISHERY
AK011257A	1	FM/V	679.7(a)(2)	RETAINED PROHIBITED SPECIES SABLEFISH
AK011258A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011259A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011260A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011261A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011262A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011263A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011264A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011265A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011266A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011267A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011268A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011269A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011270A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011271A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011272A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011273A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011274A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011275A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011276A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011277A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011278A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011279A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011280A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK011281A	1	FM/W	679.7(a)(1)	FISH IN GOA WITHOUT AN FFP
AK012005A	1	FM/V	679.7(f)(12)	NO IFQ PNOL FOR PERMIT NO. USED
AK012077A	1	FM/V	679.7(f)(4)	IFQ OVERAGE
AK012179A	2	FM/V	679.7(a)(16)	AGGREGATED ROCKFISH OVERAGE
AK012189A	1	FM/V	679.7(a)(16)	ROCKFISH BYCATCH OVERAGE
AK012190A	1	FM/V	679.7(a)(16)	ROCKFISH BYCATCH OVERAGE
AK012191A	1	FM/V	679.7(a)(16)	ROCKFISH BYCATCH OVERAGE
AK012208A	1	FM/I	679.7(f)(12)	NO IFQ PNOL
AK012211A	1	FM/W	679.7(f)	IFQ LANDING PRIOR TO PNOL
AK012281A	1	FM/W	679.42(i)(1)	IFQ HIRED SKIPPER VIOLATION
AK012283A	1	FM/I	679.7(f)(4)	IFQ OVERAGE
AK012284A	1	FM/I	679.7(f)	UNLAWFUL IFQ LANDING REPORT

CASES OPENED (continued)

Case Number	Cnt	Type	Regulation	Description of Violation
AK012286A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK012287A	1	FM/V	679.7(f)(12)	NO IFQ PNOL FOR PERMIT NO. USED
AK012288A	1	FM/I	679.42(f)(1)	IFQ HIRED SKIPPER VIOLATION
AK012289A	1	FM/I	679.42(i)(1)	IFQ HIRED SKIPPER VIOLATION
AK012290A	1	FM/I	679.7(f)(4)	IFQ OVERAGE
AK012291A	1	FM/W	STATE REGS	COMMERCIAL DELIVERY OF HALIBUT W/O A VALID ENTRY PERMIT
AK012292A	1	FM/I	679.7(f)(12)	NO IFQ PNOL
AK012293A	1	FM/V	679.7(f)(6)	IFQ PERMIT NOT REPORTED ON PNOL
AK012294A	1	FM/V	679.7(f)(7)	NO IFQ PNOL
AK012295A	1	FM/V	679.42(i)(1)	IFQ HIRED SKIPPER VIOLATION
AK012296A	1	FM/I	679.42(l)(1)	IFQ HIRED SKIPPER VIOLATION
AK012296A	2	FM/I	679.5(l)(2)	IFQ ELECTRONIC LANDING REPORT VIOLATION
AK012297A	1	FM/I	679.41(i)(1)	IFQ HIRED SKIPPER VIOLATION
AK012298A	1	FM/V	679.7(a)(16)	SHORT RAKER/ROUGH EYE BYCATCH OVERAGE
AK012299A	1	FM/V	679.7(a)(16)	SHORT RAKER/ROUGH EYE BYCATCH OVERAGE
AK012300A	1	FM/V	679.7(a)(16)	ROCKFISH BYCATCH OVERAGE
AK012301A	1	FM/V	679.7(a)(16)	ROCKFISH BYCATCH OVERAGE
AK012302A	1	FM/W	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013183A	1	MM/I	216.11	UNLAWFUL TAKE OF MARINE MAMMAL (BELUGA WHALE)
AK013184A	1	FM/V	679.20(d)(iii)(B)	RETAINED PROHIBITED SPECIES
AK013185A	1	FM/V	679.7(f)(12)	FAILED TO MAKE IFQ PNOL
AK013185A	2	FH/V	300.65-13(l)(a)	ILLEGAL RETENTION OF UNDERSIZE HALIBUT
AK013186A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013210A	1	FM/W	679.7(f)	INACCURATE IFQ REPORTING
AK013212A	1	FM/I	679.7(f)(12)	NO IFQ PNOL
AK013213A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013215A	1	FM/W	679.24(a)	GEAR BUOYS NOT MARKED PROPERLY
AK013215A	2	FM/W	679.7(f)(6)	DISCARDING PACIFIC COD WHEN IFQ HALIBUT WERE ON BOARD
AK013215A	3	SR/W	STATE REGS	PERMANENT NUMBER PLATE MISSING
AK013216A	1	FM/W	679.7(f)(12)	NO IFQ PNOL
AK013217A	1	FM/W	679.7(f)(12)	NO IFQ PNOL
AK013218A	1	MM/I	216.11(b)	UNLAWFUL TAKE OF THREATENED MARINE MAMMAL (BELUGA WHALE)
AK013219A	1	MM/I	216.11(b)	UNLAWFUL TAKE OF THREATENED MARINE MAMMAL (BELUGA WHALE)
AK013220A	1	FM/W	679.7(f)(11)	UNLAWFUL DISCARD OF IFQ SABLEFISH
AK013221A	1	FM/I	679.7(f)(12)	IFQ LANDING WITHOUT PNOL
AK013222A	1	FM/W	679.50(d)(2)	NO OBSERVER COVERAGE
AK013223A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013224A	1	FM/W	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013225A	1	FM/W	679.7(a)(2)	UNLAWFUL RETENTION OF ROCKFISH
AK013226A	1	FM/I	679.7(f)(4)	IFQ SABLEFISH OVERAGE
AK013227A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE

CASES OPENED (continued)

Case Number	Cnt	Type	Regulation	Description of Violation
AK013228A	1	FM/W	679.7(a)(1)	NO FFP ONBOARD
AK013229A	1	FM/V	679.7(a)(2)	RETENTION OF PROHIBITED SPECIES (ROCKFISH)
AK013230A	1	FM/W	679.7(2)	INACCURATE IFQ REPORTING
AK013231A	1	FM/I	679.7(f)	SUBMIT INACCURATE IFQ INFO
AK013232A	1	FM/I	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013232A	2	FM/I	679.7(f)(12)	NO IFQ PNOL
AK013232A	3	FM/W	679.7(f)(1)	FAILURE TO SUBMIT LANDING REPORT IN TIMELY MANNER
AK013233A	1	FM/V	679.7(f)(4)	IFQ SABLEFISH OVERAGE
AK013234A	1	FM/I	679.7(f)(1)	SUBMITTING INACCURATE IFQ INFORMATION
AK013235A	1	FM/V	679.7(f)(4)	IFQ HALIBUT OVERAGE
AK013236A	1	FM/V	679.7	IFQ HALIBUT OVERAGE
AK013237A	1	FM/V	679.7(a)(2)	RETENTION OF PROHIBITED SPECIES (ROCKFISH)
AK013238A	1	FM/V	679.7(f)	IFQ OFFLOAD PRIOR TO SCHEDULED PNOL
AK013239A	1	FM/W	679.7(f)	INACCURATE INFO ON IFQ LANDING REPORT
AK013240A	1	FM/W	679.7(f)	INACCURATE INFO ON IFQ PNOL
AK013241A	1	FM/W	679.7(f)	NO IFQ PNOL
AK013241A	2	FM/W	679.7(f)	INACCURATE INFO ON IFQ LANDING REPORT
AK013242A	1	SR/W	STATE REGS	NO PWS MANAGEMENT AREA REGISTRATION
AK013244A	1	SR/I	STATE REGS	ADULTERATED SEAFOOD PRODUCTS
AK013245A	1	SR/I	STATE REGS	STATE OF ILLINOIS BURGLARY
AK013246A	1	FM/W	679.7(a)(10)	FAILURE TO MAINTAIN CPR DCPL
AK013247A	1	FM/W	679.7(f)(5)	IFQ PERMIT NOT ON BOARD
AK013249A	1	FM/I	679.7(f)(4)	HARVESTED MORE IFQ HALIBUT THAN AUTHORIZED
AK013250A	1	FH/I	300.65-17(5)	FAILURE TO RECORD ALL HALIBUT RECEIVED ON STATE FISH TICKET
AK013251A	1	SR/V	STATE REGS	FISHING IN STATE WATERS DURING SABLEFISH CLOSURE
AK013252A	1	FM/W	679.7(f)(12)	MADE IFQ LANDING BEFORE SCHEDULED PNOL
AK013253A	1	SR/I	STATE REGS	DID NOT HAVE A VALID CFEC CARD
AK013254A	1	FM/V	679.7(a)(2)	EXCEEDED BYCATCH RATE FOR ROCKFISH
AK013255A	1	FM/W	679.42(a)	FISHED "D" CLASS IFQ QUOTA ON OTHER THAN CLASS "D" VESSEL
AK013256A	1	SR/V	STATE REGS	DID NOT HAVE REQUIRED STATE CFEC CARD
AK013257A	1	SR/V	STATE REGS	DID NOT HAVE REQUIRED STATE CFEC CARD
AK014083A	1	FM/I	679.7(g)(1)	SEXUALLY HARASS AN OBSERVER
AK014084A	1	FR/I	CG REGS	SAFETY ISSUES
AK014085A	1	FR/I	CG REGS	MARPOL
AK014086A	1	FR/I	CG REGS	MARPOL
AK014087A	1	FR/I	CG REGS	MARPOL
AK014088A	1	FR/I	CG REGS	MARPOL
AK014090A	1	FM/I	1001	FALSE STATEMENTS
AK014090A	2	LA/I	1372(d)	CREATING A FALSE RECORD OF ANY FISH
AK014091A	1	FM/I	679.7(a)(14)	TRAWLING FOR POLLOCK WITH MORE THAN 20 CRAB ON BOARD
AK014091A	2	FM/I	679.27(e)	DISCARD IR/IU SPECIES

CASES OPENED (continued)

Case Number	Cnt	Type	Regulation	Description of Violation
AK014092A	1	FM/W	679.7(a)(14)	TRAWLING FOR POLLOCK WITH MORE THAN 20 CRAB ON BOARD
AK014093A	1	FM/I	679.7(g)(2)	INTERFERE WITH OR BIAS SAMPLING PROCEDURES
AK014093A	2	MM/I	229.7(c)(5)	FAILURE TO RETAIN MARINE MAMMAL FOR OBSERVER TO SAMPLE
AK014094A	1	FM/I	679.7(a)(2)	FISHING CONTRARY TO NOTIFICATION OF INSEASON ACTION
AK014095A	1	FM/I	679.7(g)(1)	INTIMIDATE OR INTERFERE WITH AN OBSERVER
AK014095A	2	FM/I	679.50(f)(1)(vi)	FAILURE TO NOTIFY OBSERVER OF HAULBACK
AK014095A	3	FM/I	679.7(g)(2)	BIAS OBSERVER SAMPLING PROCEDURES
AK014096A	1	FM/I	679.7(g)(5)	VERBALLY HARASS OBSERVER
AK014096A	2	FM/I	679.50(f)(1)(vi)	FAILURE TO NOTIFY OBSERVER OF HAULBACK
AK014096A	3	FM/I	679.7(a)(13)(iv)	STRIPPING HALIBUT FROM HOOK
AK014097A	1	FM/I	679.21(b)(2)(ii)	FAILURE TO RETURN PROHIBITED SPECIES W/MINIMUM INJURY
AK014097A	2	FM/I	679.50(f)(1)(vi)	FAILURE TO NOTIFY OBSERVER OF HAULBACKS
AK014097A	3	FM/I	679.7(g)(1)	INTIMIDATE OR INTERFERE WITH AN OBSERVER
AK014098A	1	FM/I	679.7(g)(5)	VERBAL HARASSMENT OF OBSERVER
AK014098A	2	FM/I	679.50(f)(1)(vi)	FAILURE TO NOTIFY OBSERVER OF HAULBACKS
AK014099A	1	FM/I	679.21(b)(2)(ii)	FAILURE TO RETURN PROHIBITED SPECIES TO SEA W/MINIMUM INJURY
AK014100A	1	FM/I	679.28(b)(3)	FAILURE TO TEST FLOW SCALES ON REGULAR, 24-HOUR BASIS
AK014101A	1	FM/I	679.28(b)	FAILURE TO MAINTAIN FLOW SCALES FOR MS/CDQ FISHERY
AK014102A	1	FM/I	679.28(d)(2)(i)	FAILURE TO MATCH VESSEL DIAGRAM FOR OBSERVER WORK STATION
AK014103A	1	FR/I	USFWS REGS	SEABIRD HARASSMENT
AK014104A	1	FR/I	USFWS REGS	SEABIRD HARASSMENT
AK014105A	1	FR/I	USCG REGS	MARPOL
AK014106A	1	FR/I	USCG REGS	MARPOL
AK014107A	1	FM/I	679.50(f)(1)(ii)(A)	FAILURE TO MAINTAIN SAFE CONDITIONS ON VESSEL
AK014108A	1	FR/I	USCG REGS	HYDRAULIC OIL SPILL
AK014109A	1	FR/V	USCG REGS	UNSAFE CONDITIONS ONBOARD VESSEL
AK014110A	1	FM/I	679.50(f)(1)(iii)(A)	FAILURE TO ALLOW OBSERVER ACCESS TO COMMUNICATIONS EQUIPMENT
AK014111A	1	FM/I	679.7(a)(13)(iv)	FAILURE TO PROPERLY RELEASE HALIBUT
AK014111A	2	FM/I	679.50(f)(1)(iii)(A)	FAILURE TO ALLOW OBSERVER ACCESS TO COMMUNICATIONS EQUIPMENT
AK014112A	1	FM/I	679.7(g)(2)	BIA OBSERVER'S SAMPLING PROCEDURE
AK014113A	1	FM/I	679.7(a)(13)(iv)	STRIPPING HALIBUT FROM HOOK (CRUCIFER)
AK014114A	1	FM/V	679.7(a)(10)	FAILURE TO PROPERLY RECORD DATES/TIMES OF HAULBACKS
AK014114A	2	FM/V	679.50(f)(1)(vii)	FAILURE TO NOTIFY OBSERVER OF HAULBACKS
AK014115A	1	FM/V	679.7(g)(4)	PROHIBIT OBSERVER FROM COLLECTING SAMPLES
AK014115A	2	FM/V	679.7(a)(10)	FAILURE TO COMPLY W/ 679.5 RECORD KEEPING & REPORTING RQMTS
AK014116A	1	FM/I	679.7(g)(2)	BIAS OBSERVER SAMPLING PROCEDURE (MARINE MAMMAL INSPECTION)
AK014117A	1	FM/I	679.7(a)(10)	FAIL TO COMPLY WITH RECORD KEEPING REQUIREMENTS
AK014118A	1	FM/I	679.7(a)(12)	RETAINING PROHIBITED SPECIES (HALIBUT)
AK014119A	1	FM/I	679.7(a)(13)(iii)	PUNCTURE HALIBUT WITH GAFF AND LET HALIBUT HIT CRUCIFER
AK014120A	1	FM/I	679.7(a)(12)	RETAIN AND/OR POSSESS PROHIBITED SPECIES (HALIBUT)
AK014120A	2	FM/I	679.7(A)(12)	RETAIN AND/OR POSSESS PROHIBITED SPECIAL (HALIBUT)

CASES OPENED (continued)

Case Number	Cnt	Type	Regulation	Description of Violation
AK014121A	1	FM/I	679.27(e)	DISCARD OF POLLOCK AFTER MADE INTO PRODUCT
AK014122A	1	FM/I	679.27(e)	FAILURE TO RETAIN ALL COD CAUGHT BY THE VESSEL (IR/IU)
AK014123A	1	FM/V	679.21(b)(2)(ii)	MISHANDLING OF PROHIBITED SPECIES - HALIBUT 8/12/01
AK014123A	2	FM/V	679.7(g)(2)	BIASING SAMPLING PROCEDURE EMPLOYED BY AN OBSERVER
AK014123A	3	FM/V	679.7(g)(2)	BIASING SAMPLING PROCEDURE EMPLOYED BY AN OBSERVER
AK014124A	1	FM/I	679.7(g)(5)	HARASSMENT OF A NMFS CERTIFIED OBSERVER
AK014125A	1	FM/I	679.27(e)	FAILURE TO RETAIN ALL FISH CAUGHT BY VESSEL (IR/IU)
AK014126A	1	FM/V	679.7(g)(2)	BIAS OBSERVER/S SAMPLING PROCEDURE
AK014127A	1	FM/I	679.7(a)(6)	ILLEGALLY TRAWL ON BOTTOM USING PELAGIC TRAWL GEAR
AK014128A	1	FM/I	679.7(g)(5)	SEXUAL HARASSMENT OF NMFS CERTIFIED OBSERVER
AK014129A	1	FM/I	679.7(g)(1)	INTIMIDATING AN NMFS CERTIFIED OBSERVER
AK014130A	1	FM/I	679.7(g)(5)	HARASSMENT OF AN NMFS CERTIFIED OBSERVER
AK014131A	1	ES/I	ENDANGERED SPECIES ACT	UNLAWFUL TAKE OF AN ENDANGERED SPECIES (LEATHERBACK TURTLE)
AK015095A	1	FM/I	679.7(g)(5)	OBSERVER HARASSMENT
AK015096A	1	FM/V	679.7(j)(2)	POLLOCK TRIP LIMIT OVERAGE
AK015097A	1	FM/W	679.7(a)(2)	FISHING FOR PACIFIC COD IN CLOSED AREA
AK015098A	1	FM/W	679.7(a)(2)	FISHING FOR PACIFIC COD IN CLOSED AREA
AK015099A	1	FM/W	679.7(g)(1)	FAIL TO MAKE IFQ LANDING IN TIMELY MANNER
AK015100A	1	FM/I	679.7(f)	NO IFQ PNOL
AK015101A	1	FM/I	679.7(f)	NO IFQ PNOL
AK015102A	1	FM/I	679.7(f)	IFQ LANDING ERROR
AK015103A	1	FM/I	679.7(f)	NO IFQ PNOL
AK015104A	1	FM/I	679.7(f)	NO IFQ PNOL
AK015105A	1	FM/I	679.7	VESSEL/RB COMBINATION NOT FOUND IN ACTIVE IFQ PNOL LIST
AK015106A	1	FM/V	679.7(f)(14)	CARDHOLDER LEFT SITE PRIOR TO COMPLETING IFQ LANDING
AK015107A	1	FM/I	679.7	EXCEEDED VESSEL HARVEST CAP
AK015108A	1	FM/I	679.7(f)	SABLEFISH FISHING IN FED WTRS; CLAIMING CAUGHT IN STATE WTRS
AK015109A	1	FM/I	679.7(f)	IFQ VESSEL/PERMIT CARD MISMATCH
AK015110A	1	FM/I	679.7(f)	PERMIT NOT REPORTED ON IFQ PNOL
AK015111A	1	FM/S	1857	INCURSION INTO US MARITIME BORDER FISHING IN US WATERS
AK015112A	1	FM/I	679.21(b)(2)(ii)	PRE-SORTING PROHIBITED SPECIES
AK015113A	1	FR/I	113(5)	SIMPLE ASSAULT
AK015113A	2	FM/I	679.7(12)	RETAINED PROHIBITED SPECIES

CATCH SEIZURES

10/01/2001 - 12/31/2001

Case Number	Date of Seizure	Vessel	Description of Seizure	Value of Seizure
AK010127A	10-NOV-2001	KALLISTE	PROCEEDS FROM IFQ HALIBUT OVERAGE	2,660.89
AK010129A	12-NOV-2001	KATIE J	PROCEEDS FROM IFQ HALIBUT OVERAGE	1,293.76
AK011237A	18-OCT-2001	ROCKET II	PROCEEDS FROM IFQ SABLEFISH OVERAGE	1,636.32
AK011245A	30-OCT-2001	KAPITAN	PROCEEDS FROM IFQ HALIBUT OVERAGE	1,213.25
AK011245A	30-OCT-2001	KAPITAN	PROCEEDS FROM IFQ SABLEFISH OVERAGE	161.25
AK011245A	30-OCT-2001	KAPITAN	PROCEEDS FROM IFQ SABLEFISH OVERAGE	161.25
AK011245A	30-OCT-2001	KAPITAN	PROCEEDS FROM IFQ HALIBUT OVERAGE	1,213.25
AK012286A	05-OCT-2001	RAGTIME	PROCEEDS FROM IFQ HALIBUT OVERAGE	554.15
AK012291A	15-OCT-2001	PARTNERS	ONE HALIBUT	1.00
AK012298A	29-OCT-2001	KAYLEIGH ANN	PROCEEDS FROM SALE OF SHORT RAKER/ROUGH EYE BYCATCH OVERAGE	331.25
AK012299A	29-OCT-2001	ALEUTIAN SPIRIT	PROCEEDS FROM SALE OF SHORT RAKER/ROUGH EYE BYCATCH OVERAGE	218.50
AK012302A	29-OCT-2001	SIREN	PROCEEDS FROM IFQ HALIBUT OVERAGE	3,682.15
AK013184A	12-OCT-2001	MAR DEL NORTE	3 SABLEFISH AND 8 SHORTRAKER/ROUGH EYE	1.00
AK013185A	12-OCT-2001	NANCY C	TWO UNDERSIZE HALIBUT	1.00
AK013185A	12-OCT-2001	NANCY C	TWO UNDERSIZE HALIBUT	1.00
AK013186A	15-OCT-2001	TSUNAMI	PROCEEDS FROM IFQ HALIBUT OVERAGE	2,112.65
AK013223A	01-OCT-2001	SERENITY	PROCEEDS FROM IFQ HALIBUT OVERAGE	1,032.29
AK013224A	15-OCT-2001	ELVI-K	PROCEEDS FROM IFQ HALIBUT OVERAGE	2,705.48
AK013225A	14-OCT-2001	OCEAN CHALLENGER	UNLAWFUL RETENTION OF ROCKFISH	1.00
AK013229A	24-OCT-2001	RESURRECTION	RETENTION OF PROHIBITED SPECIES (ROCKFISH)	1.00
AK013233A	30-OCT-2001	EXCEPTION	PROCEEDS FROM IFQ SABLEFISH OVERAGE	165.49
AK013235A	30-OCT-2001	ICEBERG	PROCEEDS FROM IFQ HALIBUT OVERAGE	786.90
AK013237A	05-NOV-2001	JEANOAH	UNLAWFUL RETENTION OF ROCKFISH	1.00
			Total:	\$ 19935.83

CASES FORWARDED TO GENERAL COUNSEL FOR FURTHER ACTION

10/01/2001 - 12/31/2001

Total Number of Cases Forwarded to GC =13

Case Number	Cnt	Regulation	Description of Violation	Seized Property
AK001106A	1	679.7(d)(5)	EXCEEDING CDQ ALLOTMENT FOR SHORTRAKER/ROUGHEYE	
AK002115A	1	679.41(d)(1)	FALSE ENTRIES ON IFQ APPLICATION FOR ELIGIBILITY	
AK002115A	2	679.7(f)(2)	INTENTIONALLY SUBMIT FALSE INFO ON IFQ APPLICATION	
AK002115A	3	679.7(f)(14)	FAILURE TO QUALIFY FOR IFQ QUOTA SHARE	
AK002115A	4	300.65-16(2)(d)	FAILURE TO HAVE IPHC LOGBOOK AVAILABLE FOR INSPECTION	
AK011046A	1	679.7(g)(6)	NO OBSERVER COVERAGE	
AK011081A	1	679.7(a)(2)	SABLEFISH BYCATCH OVERAGE	
AK011081A	2	679.7(a)(2)	PACIFIC COD BYCATCH OVERAGE	
AK011109A	1	679.7(g)(6)	INSUFFICIENT OBSERVER COVERAGE	
AK011214A	1	679.7(f)(14)	IFQ HALIBUT OVERAGE	688.88
AK011244A	1	679.7(f)(4)	IFQ HALIBUT OVERAGE	
AK012072A	1	679.42(c)(1)(ii)	IFQ CARDHOLDER NOT ONBOARD VESSEL FOR DURATION OF TRIP	
AK013086A	1	679.7(f)(3)(ii)	RETAIN IFQ SABLEFISH WITHOUT VALID PERMIT ON BOARD	
AK013086A	2	679.7(f)(5)	FAILURE TO MAINTAIN ONBOARD OR PRESENT IFQ PERMIT	
AK015079A	1	679.7(i)(2)	POLLOCK TRIP LIMIT OVERAGE	
AK015085A	1	679.7(i)(2)	GOA POLLOCK 300,000 OVERAGE	
AK992172A	2	679.7(f)(4)	IFQ HALIBUT OVERAGE	
AK993004A	1	679.7(f)(14)	VESSEL LENGTH EXCEEDS IFQ PERMIT LENGTH	

OTHER CASE ACTIONS

10/01/2001 - 12/31/2001

Number of Cases	Action	Summary Settlement Amount	NOVA Amount	Final Penalty	Forfeited Proceeds and/or Property
58	Dismissed by Enf., no violation				
21	Closed by Enf. due to lack of evidence				
7	Closed by Enf. due to lack of resources				
19	Transferred to another Region or agency				
16	Written warning issued by Enf.				
3	Written warning issued by GC				
1	Written warning (FIX-IT) issued by F/EN				
1	Written warning (FIX-IT) issued by USCG				
8	Summary Settlement issued by field or USCG				
25	Summary settlement paid	28,851.14			
16	Property forfeited or abandoned				14,799.82
2	SS refused or ignored				
1	NOVA issued		4000.00		
1	Settlement agreement conditions met				
21	Suspended; case remains open				
1	Settlement agreement signed by GC				
1	Declined by ENF				
2	Intel only				
21	Verbal Warning Issued				
1	Referred to GCAK				