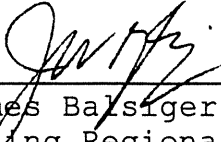


NATIONAL MARINE FISHERIES SERVICE, ALASKA REGION  
OFFICE OF THE REGIONAL ADMINISTRATOR

In re Applicaton of	)	Appeal No. 96-0009
	)	
YUKON QUEEN FISHERIES, LLP,	)	DECISION ON REVIEW
	)	AFFIRMED
Appellant	)	
_____	)	October 21, 1998

Pursuant to the provisions of 50 C.F.R. § 679.4(c) and § 679.43(o), I hereby AFFIRM the Decision issued by the Office of Administrative Appeals (OAA) in this matter on September 17, 1998. I affirm the Decision for the reasons set forth therein, effective as of October 21, 1998.

The Decision of the OAA correctly states that the Office of Restricted Access Management, National Marine Fisheries Service, previously issued essentially the same Vessel Moratorium Qualification (VMQ) and Permit (VMP) successfully sought by the Appellant in this matter to New Yukon Queen Limited Partnership, which is not a party to these proceedings. The Decision of the OAA did not, however, go on to state whether Appellant's success would result in commencement of revocation proceedings against the VMQ and VMP previously issued to New Yukon Queen Limited Partnership. This is a question of considerable importance that deserves to be answered. Taking into account all the circumstances described in the Decision of the OAA, I have determined that NMFS will not commence revocation proceedings against the VMQ and VMP previously issued to New Yukon Queen Limited Partnership, notwithstanding Appellant's successful appeal in this matter.

  
\_\_\_\_\_  
James Balsiger  
Acting Regional Administrator  
Alaska Region, National Marine  
Fisheries Service

10.21.98  
Date