

IN THE MATTER OF MERCHANT MARINER'S DOCUMENT NO> Z-1130845

Issued to: Adolphe MATTE

UNITED STATES COAST GUARD

Adolphe MATTE

his appeal has been taken in accordance with Title
Code of Federal Regulations 137.30-1.

By order dated 25 January 1967, an Examiner of the United States Coast Guard at Port
Arthur, Texas, advised that the appellant had been found guilty of possession of a narcotic drug in violation of a narcotic drug law of the State of Texas.
District Court of Jefferson County, Texas.

Appellant's counsel. Appellant entered a plea of guilty

In defense, Appellant offered in evidence matter in mitigation.

At the hearing, the appellant's counsel presented a written decision in which he concluded that the appellant was not guilty.

The appeal was filed on 25 January 1967. Appeal was timely filed on 24 February 1967.

FINDINGS OF FACT

Appellant was found guilty of a violation of a narcotic drug law of the State of Texas.

Appellant's counsel urged that the order

APPEARANCE:

A _____ t has authority to modify orders of examiners

A _____ ion on probation is considered generally undesirable and unwarranted in
case.
u _____ on probation, an anomaly might follow that

H _____ . 239b. Under this law revocation is the only order

46 _____ .

r _____ orders, even those covered by the regulation just
en
only revocation.

a _____ or good cause s
der of an examiner properly arrived at cannot properly be set aside

ORDER

he order of the Examiner

P. E. TRIMBLE
Acting Commandant

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Modification of examiner's order
not appropriate under 46 U.S.C. 239b

Examiner order
modification not appropriate under 46 U.S.C. 239b