

NTSB Order No.
EM-145

UNITED STATES OF AMERICA
NATIONAL TRANSPORTATION SAFETY BOARD
WASHINGTON, D. C.

Adopted by the NATIONAL TRANSPORTATION SAFETY BOARD
at its office in Washington, D. C.
on the 2nd day of August, 1987

PAUL A. YOST, Commandant, United States Coast Guard,

v.

DAVID RENWICK, Appellant.

Docket: ME-130

ORDER GRANTING MOTION

The Commandant has moved to dismiss the appeal filed in this proceeding on the ground that the Board lacks jurisdiction to review the civil penalty assessed against the appellant for his alleged negligence in the grounding of a vessel. No answer to the motion has been received.

As we recently stated in Commandant v. Christy, NTSB Order EM-143 (served August 12, 1987), the Board's review authority under 49 USC §1903(a)(9)(b) does not extend to civil penalties. We will, therefore, grant the Coast Guard's motion.

ACCORDINGLY, IT IS ORDERED THAT:

1. The Coast Guard's motion to dismiss is granted and
2. The appeal is dismissed.

BURNETT, Chairman, GOLDMAN, Vice Chairman, LAUBER, NALL, and KOLSTAD, Members of the Board, concurred in the above order.