

UNITED STATES OF AMERICA
U.S. DEPARTMENT OF HOMELAND SECURITY
UNITED STATES COAST GUARD

UNITED STATES COAST GUARD

Complainant

vs.

TROY DUANE WOOD,

Respondent

Docket Number 2023-0349
Enforcement Activity No. 7790482

ORDER GRANTING COAST GUARD'S MOTION FOR WITHDRAW

Issued: April 17, 2024

By Administrative Law Judge: Honorable George J. Jordan

On January 3, 2024, the Chief Administrative Law Judge assigned this matter to the undersigned Administrative Law Judge (ALJ) for adjudication. On April 4, 2024, the Coast Guard submitted a Motion for Withdraw. That Motion was based on submission of a Voluntary Surrender Agreement signed by Troy Duane Wood (Respondent) indicating he surrendered Merchant Mariner's Credential (MMC) [REDACTED] to the Coast Guard on March 25, 2024.

Under the regulations, voluntary surrender results in a permanent relinquishment of rights to an MMC and waiver of any right to contest the matter. 46 C.F.R. § 5.203. The record indicates Respondent signed and understood the effects of the Voluntary Surrender Agreement. The requirements of 46 C.F.R. § 5.203 are satisfied, as Respondent was advised of his rights and understands he waived the right to hearing and relinquished all rights to his MMC. Therefore, I deem withdrawal of the Complaint proper in these circumstances. 33 C.F.R. § 20.311(c).

Respondent may seek administrative clemency at some future date in keeping with 46 C.F.R. § 5.901. Denial of administrative clemency does not provide an applicant with any right to a hearing and the Coast Guard may not be bound by any discussion regarding future application for credentials or administrative clemency unless there is an agreement in writing and signed by the parties. Either party may request to reopen this matter as provided by 33 C.F.R. § 20.904.

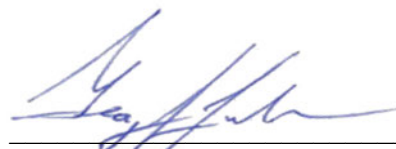
WHEREFORE

ORDER

IT IS HEREBY ORDERED, the Coast Guard Motion for Withdraw, dated April 4, 2024, is **GRANTED**. Respondent has completed a Voluntary Surrender Agreement.

IT IS FURTHER ORDERED, the Complaint, dated October 24, 2023, is **DISMISSED WITHOUT PREJUDICE** in accordance with 33 C.F.R. § 20.311(b).

Done and dated April 17, 2024,
Seattle, Washington



GEORGE J. JORDAN
UNITED STATES COAST GUARD
ADMINISTRATIVE LAW JUDGE