

**UNITED STATES OF AMERICA
DEPARTMENT OF HOMELAND SECURITY
UNITED STATES COAST GUARD**

UNITED STATES COAST GUARD,)	
Complainant,)	
)	Docket Number: 2023-0406
vs.)	
)	Enforcement Activity Number: 7794780
ANTHONY LEJU KWERI,)	
Respondent.)	

CONSENT ORDER

Issued: March 6, 2024

By Order of Chief Administrative Law Judge: Hon. Walter J. Brudzinski

Appearances:

For the Coast Guard

LT John R. Crow
USCG Sector Virginia

For the Respondent

Anthony Leju Kweri, *Pro se*

CONSENT ORDER APPROVING SETTLEMENT AGREEMENT

On February 21 2024, the parties in this case submitted a Motion for Approval of a Settlement Agreement and Entry of Consent Order to the Administrative Law Judge for approval under 33 C.F.R. § 20.502.

As background, the Coast Guard issued a Complaint against Anthony LeJu Kweri (Respondent) on February 7, 2024, charging Respondent with “Violation of Law” under 46 U.S.C. § 7703(1)(B) and 46 C.F.R. § 5.27. Specifically, the Coast Guard is alleging Respondent violated section 3.1 of MSC’s Civilian Marine Personnel Instruction 790, for being intoxicated with a BAC greater than 0.04, while serving as Ordinary Seaman aboard the USNS CESAR CHAVEZ on July 23, 2023.

I note the Complaint inaccurately states “Violation of Law” under the factual allegations when it should instead state “Misconduct.” Respondent’s alleged violation of the MSC Civilian Marine Personnel Instruction is misconduct as described by 46 U.S.C. § 7703(1)(B) and defined by 46 C.F.R. § 5.27. The Coast Guard references these statutory and regulatory authorities in Specifications 3 and 4 of the Complaint. It does not reference any alleged violation of 46 U.S.C. § 7703(1)(A).¹

Nonetheless, I have carefully reviewed the terms of the Settlement Agreement and find that it is fair, reasonable, and in substantial compliance with the requirements of 33 C.F.R. § 20.502.

¹ 46 U.S.C. § 7703(1)(A) refers to a violation of law or regulation.

ORDER

Upon consideration of the record, it is hereby **ORDERED** that the Settlement Agreement is **APPROVED** in full and incorporated herein by reference. This Consent Order shall constitute full, final, and complete adjudication of this proceeding.



HON. WALTER J. BRUDZINSKI
Chief Administrative Law Judge
United States Coast Guard

Date: March 6, 2024