

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

UNITED STATES COAST GUARD,

Complainant,

vs.

TALMAGE JEROME GALATAS,

Respondent.

Docket Number 2024-0309

CG Enforcement Activity Number 7933582

CONSENT ORDER

Issued: August 6, 2024

By: Honorable George J. Jordan, Administrative Law Judge

Appearances:

**LT Michael Varrichione
Sector New Orleans
For the Coast Guard**

**Talmage Jerome Galatas *Pro se*
For the Respondent**

CONSENT ORDER APPROVING SETTLEMENT AGREEMENT

On July 9, 2024, the parties in this case submitted a Motion for Approval of Settlement Agreement and Entry of Consent Order to be approved as a settlement of the case under 33 C.F.R. § 20.502.

The first allegation in the Complaint adequately alleges Use of a Dangerous Drug under 46 U.S.C. § 7704(b) and supports the presumption of use in 46 C.F.R. § 16.201(b). However, while the second allegation sets forth evidence of drug use, the presumption of use in 46 C.F.R. § 16.201(b) does not arise since the nature of the specimen was derived from a blood test and the type of laboratory was not permitted under 49 C.F.R. Part 40. However, the record supports the general allegation that the Respondent is a user of a dangerous drug, thus the agreement is acceptable.

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

ORDER

Upon consideration of the record, it is hereby **ORDERED**, 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.

SO ORDERED.

Done and dated, August 6, 2024,
Seattle, Washington



George J. Jordan
Administrative Law Judge
United States Coast Guard