

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

UNITED STATES COAST GUARD,

Complainant,

vs.

KELLY WHITED,

Respondent.

Docket Number 2025-0387
Enforcement Activity No. 8198847

ADMISSION ORDER

Issued: August 8, 2025

By Administrative Law Judge: Honorable Timothy G. Stueve

Appearances:

**Joseph Tenorio
Sector Honolulu**

For the Coast Guard

Kelly Whited, pro se

For Respondent

On or about August 6, 2025, the United States Coast Guard (USCG or Coast Guard), filed a Complaint and then an Amended Complaint on August 7, 2025 against Kelly Whited (Respondent), alleging Respondent committed misconduct while acting under the authority of Respondent's Merchant Mariner Credential (MMC) as Crew Member aboard the vessel PRIDE OF AMERICA, as required by law or regulation.

The Coast Guard alleges:

1. On July 25, 2025, Respondent was employed by NCL, PRIDE OF AMERICA and subject to NCL (Bahamas) LTD policies.
2. On July 25, 2025, NCL, PRIDE OF AMERICA had a policy prohibiting employees from being intoxicated onboard PRIDE OF AMERICA with a blood alcohol level (BAC) greater than 0.04%.
3. On July 25, 2025, Respondent was intoxicated with a BAC greater than 0.04% while onboard the vessel in violation of NCL, PRIDE OF AMERICA's Drug and Alcohol policy.
4. Respondent's violation of NCL, PRIDE OF AMERICA's Drug and Alcohol policy is Misconduct, as described by 46 U.S.C. § 7703(1)(B) and defined by 46 C.F.R. § 5.27.

In Respondent's Answer, filed around August 7, 2025, Respondent admits to all jurisdictional and factual allegations, as stated in the Complaint. Respondent also agreed to the proposed order of one (1) month outright suspension, with no additional conditions stipulated.

Upon consideration of the record, I hereby find that the allegations in the Complaint are **PROVED BY ANSWER**. I find that on July 25, 2025, Respondent's violation of NCL, PRIDE OF AMERICA's Drug and Alcohol policy is Misconduct, as described by 46 U.S.C. § 7703(1)(B) and defined by 46 C.F.R. § 5.27.

SANCTION

I have carefully reviewed the Complaint and Answer and find that the proposed sanction is appropriate under the provisions of 46 C.F.R. § 5.569.

WHEREFORE,

ORDER

IT IS HEREBY ORDERED, Respondent's Coast Guard issued MMC is **SUSPENDED OUTRIGHT FOR ONE (1) MONTH**, commencing the date it was deposited with the Coast Guard.

PLEASE TAKE NOTICE, service of this decision on the parties and/or parties' representative(s) serves as notice of appeal rights set forth in 33 C.F.R. §§ 20.1001 – 20.1004. (Attachment A).

Done and dated August 8, 2025, at
Alameda, California



Hon. Timothy G. Stueve
Administrative Law Judge
U.S. Coast Guard