

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

UNITED STATES COAST GUARD

Complainant

vs.

RONALD E. MCDONALD

Respondent.

**Docket Number CG S&R 03-0628
CG Enforcement Activity No: 1932204**

RECEIVED
ALL DOCUMENTS CENTER
2004 DEC 13 A 10:43
BALTIMORE, MD

REVOCATION ORDER

Issued: December 13, 2004

**Issued by: JEFFIE J. MASSEY
Administrative Law Judge**

On October 6, 2004, the undersigned issued an "Order Ruling on Motions and Dismissing Proceeding" ("Dismissal Order" herein) in this matter. The rulings memorialized in the Dismissal Order were announced on the record when a hearing was convened in Morgan City, Louisiana on October 1, 2004.

The Respondent, although duly noticed of the hearing, failed to appear for the hearing. (See Exhibits IO-1 through IO-3, admitted at the hearing.) While on the record,

the undersigned ruled on two pending Motions, both filed by representatives of the United States Coast Guard ("USCG" herein). The first ruling denied the USCG's Motion to Amend Complaint. The second ruling denied the USCG's Motion for Default, resulting in a dismissal of this proceeding. On October 26, 2004, the undersigned issued an Order Re-Opening the Record in this proceeding, having realized that she had made an error under the law by denying the USCG's Motion for Default on October 1, 2004.

The re-opening of the record in this proceeding leaves the undersigned free to reconsider her ruling on the USCG's Motion for Default filed on October 1, 2004, and to consider the Request for Reconsideration of Motion for Default Order, filed by the USCG on October 27, 2004. After due consideration of both documents, I find that the Respondent is in **DEFAULT**. A default constitutes an admission of all facts alleged in the Complaint and a waiver of the Respondent's right to a hearing. (33 CFR § 20.310)

Accordingly, I hereby **ORDER** that the alleged violation of Use of or Addiction to the Use of Dangerous Drugs is **PROVED**. I have carefully reviewed the Complaint and the Motion for Default and find that the proposed sanction is appropriate under the provisions of 46 CFR § 5.569.

SANCTION

IT IS ORDERED that your Coast Guard License and Merchant Mariner's Document are hereby **REVOKED**. You must immediately surrender your documents to the Coast Guard. If you knowingly continue to use your documents, you may be subject to criminal prosecution.

Under 33 CFR 20.310(e) for good cause shown, an Administrative Law Judge may set aside this finding of Default. You may file a motion to set aside the finding with the ALJ Docketing Center, Baltimore.

Service of this Order of Revocation upon you serves to notify you of your right to appeal as set forth in 33 CFR Subpart J, Section 20.1001. (Attachment A).


Jeffrey J. Massey
Administrative Law Judge
U.S. Coast Guard

Done and dated at New Orleans, LA
December 13, 2004

Certificate of Service

I hereby certify that I have forwarded the attached document by First Class Mail, postage prepaid to the following persons:

LCDR Ronnie Patrick
U S Coast Guard
Morgan City MSO
800 David Drive Room 232
Morgan City, LA 70380

Ronald E. McDonald
546 Little Pines #21
Morgan City, LA 70380

ALJ Docketing Center
U.S. Custom House, Room 412
40 S. Gay Street
Baltimore, MD 21202


Livia Torres
Paralegal Specialist to
Administrative Law Judge
Jeffie J. Massey

Done and Dated on December 13, 2004 at
New Orleans, Louisiana