

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

UNITED STATES COAST GUARD

Complainant

vs.

ALONZO SMITH,

Respondent

**Docket Number 2023-0022
Enforcement Activity No. 7516978**

ADMISSIONS ORDER

Issued: February 24, 2023

By Administrative Law Judge: Honorable George J. Jordan

Appearances:

**Mr. Jesse Garrant
USCG Sector Buffalo**

For the Coast Guard

Alonzo Smith, *pro se*

For Respondent

On January 19, 2023, the United States Coast Guard (Coast Guard) initiated this administrative action seeking three (3) Months' Outright Suspension of Merchant Mariner's License Number 000657182 issued to Alonzo Smith (Respondent) by issuing a Complaint alleging Respondent committed Misconduct, pursuant to the legal authority contained in 46 U.S.C. § 7703(1)(B) and defined by 46 CFR § 5.27.

In support of the Complaint, the Coast Guard specifically alleges Respondent:

1. On July 20, 2022, Respondent was employed by Norwegian Cruise Lines, Inc. (NCL), onboard the passenger vessel PRIDE OF AMERICA (ON 1146542), and subject to NCL's policies.
2. On July 20, 2022, NCL, PRIDE OF AMERICA had a drug and alcohol policy in place prohibiting PRIDE OF AMERICA employees from having a blood alcohol content above 0.04% while aboard.
3. On July 20, 2022, Respondent had a blood alcohol level of 0.050% while aboard, 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 CFR § 5.27.

After the complaint had been filed, Respondent filed an Answer admitting to all the jurisdictional and factual allegations and indicating they agreed with the proposed order of 3 Months' Outright Suspension, with no additional conditions requested. The Chief Administrative Law Judge assigned the matter to the undersigned Administrative Law Judge (ALJ) on January 23, 2023.

WHEREFORE,

ORDER

IT IS HEREBY ORDERED that Respondent's violation of misconduct under 46 U.S.C. § 7703(1)(B) and 46 C.F.R. § 5.27 is **PROVED BY ANSWER**. I have carefully reviewed the file and find that the proposed sanction is appropriate under the provisions of 46 C.F.R. § 5.569.

IT IS FURTHER ORDERED that Respondent's Merchant Mariner Credential is **SUSPENDED OUTRIGHT FOR THREE (3) MONTHS**, commencing on the date it is 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).



HON. GEORGE J. JORDAN
UNITED STATES COAST GUARD
ADMINISTRATIVE LAW JUDGE

Done and dated February 24, 2023,
at Seattle, WA