

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

UNITED STATES COAST GUARD,

Complainant,

vs.

NICHOLAS JEFFERY CHANEY,

Respondent.

**Docket Number 2023-0033
CG Enforcement Activity Number 7612233**

CONSENT ORDER

Issued: July 5, 2023

By: Honorable George J. Jordan, Administrative Law Judge

Appearances:

**Michael Micucci, CWO
USCG Sector Miami
For the Coast Guard**

**CARL MARRONE, Esq.
For the Respondent**

CONSENT ORDER APPROVING SETTLEMENT AGREEMENT

On June 29, 2023, I held a status conference during which the parties sought clarification regarding the Settlement Agreement (agreement) and deficiencies outlined in my June 7, 2023 Order rejecting the agreement.

As explained, the reason for the order rejecting this agreement is due to discrepancies in paragraphs 3(a) and 6, where it is stated that upon Respondent's successful completion of the agreement's requirements, the Coast Guard will return his credential. However, there is no mention of the period of deposit being registered as a suspension.

During the status conference, the parties stipulated that Coast Guard policy states that Respondent's credential will be suspended outright for the period of deposit, if successful completion of all requirements of his agreement are met. Further, the proceedings here are remedial in nature. Thus, the time frames agreed to by the parties, including any progress completed, will apply to this agreement.

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 July 5, 2023,
Seattle, Washington



George J. Jordan
Administrative Law Judge
United States Coast Guard