

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

UNITED STATES COAST GUARD,

Complainant,

vs.

JAMES MICHAEL SULLIVAN, III,

Respondent.

Docket Number 2023-0052
Enforcement Activity No. 7630374

CONSENT ORDER

Issued By: Honorable George J. Jordan, Administrative Law Judge

Issued: March 16, 2023

Appearances:

**Mr. Lee Willett
USCG MSU Savannah**

For the Coast Guard

James Michael Sullivan, III, *pro se*

CONSENT ORDER APPROVING SETTLEMENT AGREEMENT

On February 10, 2023, the Coast Guard filed a Complaint against James Michael Sullivan (Respondent) alleging one count of Use of, or addiction to the Use of, or Addiction to the Use of Dangerous Drugs, in violation of 46 C.F.R. § 16.201(b) and 46 U.S.C. § 7704(b). The Coast Guard alleged that Respondent failed a chemical test for dangerous drugs, raising the presumption of use.

On or about February 10, 2023, 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.

After carefully reviewing the terms of the Settlement Agreement, I find that it is fair, 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** that the Settlement Agreement is **APPROVED** in full and incorporated herein by reference.

IT IS FURTHER ORDERED that Respondent's Merchant Mariner Credential is **REVOKED**. However, the revocation is stayed until **May 10, 2024**, to permit Respondent to complete a rehabilitation program and prove cure in accordance with the Settlement Agreement.

IT IS FURTHER ORDERED that Respondent complete the terms of the Settlement Agreement prior to the termination of the stay. If Respondent satisfies the requirements, this order will reflect an outright suspension for the period of deposit to permit Respondent to complete and prove cure in accordance with the stipulated order contained in the Settlement Agreement.

IT IS FURTHER ORDERED that this Consent Order shall constitute full, final, and complete adjudication of this proceeding.

IT IS SO ORDERED.



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

Done and dated March 16, 2023,
at Seattle, WA