

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

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**UNITED STATES COAST GUARD**  
Complainant

vs.

**CHRISTIAN DANIEL SUMMERS**  
Respondent

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Docket Number 2023-0142  
Enforcement Activity No. 7319254

**DEFAULT ORDER**  
**Issued: July 5, 2023**

**By Administrative Law Judge: Honorable George J. Jordan**

**Appearances:**

**Eric Bauer**  
**Suspension and Revocation National Center of Expertise**  
For the Coast Guard

**Christian Daniel Summers, *Pro se***  
For the Respondent

**ORDER GRANTING COAST GUARD'S MOTION FOR DEFAULT ORDER**

On April 6, 2023, the United States Coast Guard Suspension and Revocation National Center of Expertise issued a Complaint against Christian Daniels Summers (Respondent) seeking to revoke his Merchant Mariner Credential (MMC) for being described as a security risk pursuant to 46 U.S.C §7703(5) and 49 C.F.R. 1572.5. Specifically, the Coast Guard alleges that on June 12, 2021, the Transportation Security Administration (TSA) determined Respondent does not meet the security threat assessment standards described in 49 C.F. R. §1572.5, and he poses an imminent security threat in accordance with 49 C.F.R. § 1572.21(d)(3), revoking his Transportation Worker Identification Credential (TWIC) in accordance with 49 C.F.R. § 1572.5(b). Accordingly, Respondent is a security risk as described by 46 U.S.C. § 7703(5). In aggravation, Respondent's ineligibility to hold a TWIC is further proof that Respondent is not eligible for an MMC, in accordance with 46 C.F.R. §§10.101 and 10.235(h).

The Coast Guard filed its Return of Service for Complaint on April 13, 2023, indicating it served a copy of said Complaint to Respondent's residence by express courier service. A person of suitable age and discretion residing at the residence signed for the document on April 11, 2023. As set forth in the Complaint, Respondent's Answer is due within 20 days of receipt in accordance with 33 C.F.R. § 20.308(a). Respondent's Answer was due no later than May 1, 2023.

To date, Respondent has neither filed an Answer nor requested an extension of time to file an Answer; therefore, the Coast Guard filed its Motion for Default Order (Default Motion) on May 9, 2023, requesting the Administrative Law Judge (ALJ) issue a Default Order against Respondent imposing the sanction of revocation against Respondent's MMC. The Coast Guard subsequently filed a Return of Service for the Default Motion indicating it served a copy of said

Default Motion to Respondent at his residence by express courier service, the document was delivered to Respondent's residence where a person of suitable age and discretion signed for the document on May 15, 2023.

Title 33 C.F.R. § 20.310(b) provides "the respondent alleged to be in default shall file a reply to the motion 20 days or less after service of the motion." Respondent's reply was due no later than June 5, 2023<sup>1</sup>. To date, Respondent has not filed his reply.

On June 15, 2023, the ALJ Docketing Center assigned this matter to me for review and adjudication. I have carefully reviewed this file, and find that the applicable provisions of 33 C.F.R. §§ 20.310 and 20.304(d) and (h) have been complied with, and Respondent is in **DEFAULT**. Under 33 C.F.R. § 20.310(c), a default constitutes an admission of all facts alleged in the Complaint and a waiver of Respondent's right to a hearing.

Accordingly, I find the violations alleged in the Complaint are **PROVED**. I have carefully reviewed the Complaint and the Default Motion and further find the proposed sanction of revocation is appropriate under the provisions of 46 C.F.R. § 5.569.

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<sup>1</sup> The actual due date was June 4, 2023, which fell on a Sunday. The next business day was Monday, June 5, 2023. 33 C.F.R. § 20.306(a)(2).

**SANCTION**

**IT IS HEREBY ORDERED** that Respondent Christian Daniel Summers' Merchant Mariner Credential is **REVOKED**.

**IT IS FURTHER ORDERED** that Respondent immediately surrender his MMC to the Investigating Officer at the United States Coast Guard, Suspension & Revocation National Center of Expertise, 110 Forbes Drive, Martinsburg, WV 25404. If Respondent knowingly continues to use his MMC, he may be subject to criminal prosecution.

**PLEASE TAKE NOTICE** that under 33 C.F.R. § 20.310(e), for good cause shown, an Administrative Law Judge may set aside this finding of Default. Respondent may file a motion to set aside the finding with the ALJ Docketing Center, Baltimore, MD.

**PLEASE TAKE FURTHER NOTICE** that service of this Order upon Respondent serves to notify Respondent of his right to appeal as set forth in 33 C.F.R. §§ 20.1001 – 20.1004. (Attachment A).

Done and dated July 5, 2023,  
Seattle, Washington



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George J. Jordan  
Administrative Law Judge  
United States Coast Guard